



# TENNESSEE *Senate* WEEKLY CALENDAR

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WEEK OF MARCH 12, 2012

OFFICE OF THE CHIEF CLERK  
SECOND FLOOR, STATE CAPITOL  
NASHVILLE, TN 37243  
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# SENATE WEEKLY CALENDAR

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# **SENATE 107<sup>TH</sup> GENERAL ASSEMBLY**

## **SCHEDULE WEEK OF MARCH 12, 2012**

### **MONDAY, MARCH 12, 2012**

**5:00 P.M.      SESSION – SENATE CHAMBER – 60<sup>TH</sup> LEGISLATIVE DAY**

### **TUESDAY, MARCH 13, 2012**

8:00 a.m.      Finance, Ways and Means Committee  
(TAX SUB WILL MEET IMMEDIATELY FOLLOWING)  
10:30 a.m.      State and Local Government Committee  
1:00 p.m.      Lunch  
1:30 p.m.      Commerce, Labor and Agriculture Committee  
3:30 p.m.      Judiciary Committee

### **WEDNESDAY, MARCH 14, 2012**

8:30 a.m.      Health and Welfare Committee  
10:00 a.m.      Energy and Environment Committee  
11:00 a.m.      Government Operations Committee  
12:30 p.m.      Lunch  
1:00 p.m.      Transportation and Safety Committee  
2:00 p.m.      Tax Subcommittee  
3:00 p.m.      Education Committee

### **THURSDAY, MARCH 15, 2012**

**9:00 A.M.      SESSION – SENATE CHAMBER – 61<sup>ST</sup> LEGISLATIVE DAY**

### **OTHER MEETINGS**

- \* COUNCIL ON PENSIONS & INSURANCE, MONDAY, MARCH 12, 2012 AT 1:00 P.M.,  
LP29**
- \* JOINT TRANSPORTATION COORDINATION COMMITTEE, MONDAY, MARCH 12, 2012,  
AT 2:00 P.M., LP12**
- \* PRE-COMMERCE MEETING, TUESDAY, MARCH 13, AT 7:30 A.M., IN LP12**

**SENATE**  
**FINANCE, WAYS & MEANS**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**8:00 AM – LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

<b>McNALLY (R) CHAIRMAN</b>	FINNEY (D)	KELSEY (R)	NORRIS (R)
<b>HENRY (D) VICE CHAIRMAN</b>	HAYNES (D)	KETRON (R)	OVERBEY (R)
<b>WATSON (R) SECRETARY</b>	GRESHAM (R)	KYLE (D)	

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- 1. SB 2243 by \*Norris, Faulk** (\*HB 2381 by \*McCormick, Johnson P)  
Transportation, Dept. of - As introduced, authorizes department to enter into a negotiated contract with a financial institution for the purpose of stabilizing the net expense of the department for the purchase of gasoline, diesel or other fuels, or the net expense of price adjustments made for fuel, bituminous materials or other materials in the department's construction contracts. - Amends TCA Title 4, Chapter 3, Part 23.
- 2. SB 3587 by \*Kelsey** (\*HB 3613 by \*Kernell)  
Bond Issues - As introduced, clarifies that certain notice dates and approvals or disapprovals under the Local Government Public Obligations Act of 1986 are required in 15 business days instead of 15 days. - Amends TCA Title 4; Title 5; Title 6; Title 7 and Title 9.
- 3. \*SB 2563 by \*Ketron** (HB 3039 by \*Haynes)  
Alcoholic Beverages - As introduced, allows restaurant to have minimum of 40 seats instead of 75 seats for purpose of selling alcoholic beverages; clarifies that limited service restaurant may sell more than 50 percent food and still qualify for license. - Amends TCA Title 57, Chapter 4.
- 4. SB 2250 by \*Norris, Kyle** (\*HB 2388 by \*McCormick, Rich, Moore)  
Sentencing - As introduced, increases the punishment for unlawful possession of firearm by person with previous felony conviction. - Amends TCA Title 39 and Title 40.

- 5. SB 2252 by \*Norris, Kyle** (\*HB 2390 by \*McCormick, Rich, Moore)  
Sentencing - As introduced, establishes enhanced punishment for crimes of force or violence committed while acting in concert with two or more other persons. - Amends TCA Title 39 and Title 40.
- 6. SB 2245 by \*Norris, McNally** (\*HB 2383 by \*McCormick, Sargent, Hardaway, Parkinson, Fitzhugh)  
Appropriations - As introduced, makes appropriations for the purpose of funding certain rate and co-payment adjustments in the TennCare program. -
- 7. SB 2422 by \*McNally** (\*HB 2406 by \*Ragan)  
Taxes, Franchise - As introduced, caps the amount of penalties to .5 percent for franchise, excise filing date extensions; requires certain taxpayers to make a 90 percent tax payment as a condition to receiving an extension. - Amends TCA Section 67-1-804 and Section 67-4-2015.
- 8. SB 3578 by \*McNally** (\*HB 3632 by \*Sargent)  
Tobacco, Tobacco Products - As introduced, establishes requirements relative to non-participating manufacturers and importers for non-participating manufacturers. - Amends TCA Title 67, Chapter 4, Part 26.
- 9. SB 1372 by \*Finney L** (\*HB 1691 by \*Fitzhugh, Harwell, McCormick, Gotto, Cooper B)  
General Assembly - As introduced, restricts amount of per diem and mileage reimbursement to amounts set in 2010 beginning with the next general assembly. - Amends TCA Title 3, Chapter 1, Part 1.
- 10. SB 2199 by \*Norris, Overbey** (\*HB 2337 by \*McCormick, White, Jones S, Dean, Ford , Williams R)  
Children's Services, Dept. of - As introduced, removes the 2012 repeal date for the Tennessee's Transitioning Youth Empowerment Act of 2010. - Amends TCA Section 37-2-417 and Chapter 1065 of the Public Acts of 2010.
- 11. \*SB 3644 by \*Watson, Ramsey, Ketron** (HB 3688 by \*Rich)  
State Government - As introduced, authorizes certain departments, boards and other governmental entities to allow holders of licenses, certifications or registrations to be notified by electronic mail of renewals, fee increases and changes in the law. - Amends TCA Title 4; Title 37; Title 45; Title 62; Title 63 and Title 71.

**SENATE**  
**TAX SUBCOMMITTEE OF FINANCE, WAYS & MEANS**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**WILL MEET IMMEDIATELY FOLLOWING FINANCE, WAYS & MEANS**

**WEDNESDAY, MARCH 14, 2012**  
**2:00 P.M.**  
**LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**HENRY (D) CHAIRMAN**

FINNEY (D)  
KETRON (R)

KELSEY (R)  
OVERBEY (R)

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- 1. \*SB 2571 by \*Barnes** (HB 2742 by \*Pitts)  
Taxes, Sales - As introduced, revises requirements for apportionment of state sales taxes to eligible municipalities that plan economic development projects; authorizes municipalities to include subsequently annexed property as a part of a project under certain circumstances. - Amends TCA Title 6, Chapter 51, Part 1; Title 7, Chapter 40, Part 1 and Section 67-6-103.
- 2. SB 2859 by \*Beavers, Summerville** (\*HB 2905 by \*Pody, Brooks K, Matheny, Casada)  
Taxes, Income - As introduced, abolishes the Hall income tax. - Amends TCA Title 67, Chapter 2.
- 3. \*SB 2701 by \*Bell** (HB 2889 by \*Watson)  
Taxes, Exemption and Credits - As introduced, authorizes a sales tax refund on purchases made by persons receiving insurance settlements or filing insurance claims for damages resulting from disasters occurring in 2011; extends the filing deadline for applications to June 30, 2012. - Amends TCA Title 67, Chapter 6, Part 3.
- 4. \*SB 2867 by \*Berke** (HB 3107 by \*Naifeh)  
Taxes, Exemption and Credits - As introduced, increases computer exemption during recurring August sales tax holiday from \$1,500 to \$1,750; deletes obsolete language for spring sales tax holiday. - Amends TCA Title 4; Title 8; Title 9; Title 12; Title 55; Title 57 and Title 67.

- 5. \*SB 3226 by \*Burks** (HB 3425 by \*Sexton, Brooks K)  
Taxes, Exemption and Credits - As introduced, requires that the income of individuals over 65 years of age have the same meaning ascribed to "adjusted gross income" for federal income tax purposes; requires that income from stock dividends and bond interest be exempt for state tax purposes to the same extent such income is exempt for federal tax purposes. - Amends TCA Title 67, Chapter 2.
- 6. SB 2574 by \*Campfield** (\*HB 2677 by \*Carr)  
Taxes, Exemption and Credits - As introduced, exempts the sale of all gold and silver bullion that is used as a medium of exchange, security, or commodity from sales tax. - Amends TCA Title 67, Chapter 6.
- 7. SB 3361 by \*Campfield** (\*HB 3202 by \*Niceley)  
Taxes, Exemption and Credits - As introduced, exempts the sale of gold, silver and platinum coins and bullion that are used as mediums of exchange from sales tax. - Amends TCA Title 67, Chapter 6, Part 1 and Title 67, Chapter 6, Part 3.
- 8. SB 2621 by \*Crowe** (\*HB 2660 by \*Hill)  
Taxes, Sales - As introduced, exempts farm gates from sales and use taxes. - Amends TCA Title 67, Chapter 6.
- 9. SB 3162 by \*Faulk** (\*HB 3162 by \*Niceley)  
Taxes, Exemption and Credits - As introduced, exempts staple food from state sales tax; defines staple food to include fruits and vegetables, grains, dried beans, flour, meats, poultry, fish, and certain nutritious beverages; holds local governments harmless from the loss of state-shared tax revenues. - Amends TCA Title 67, Chapter 6, Part 1; Title 67, Chapter 6, Part 2 and Title 67, Chapter 6, Part 3.
- 10. \*SB 2441 by \*Finney L** (HB 2582 by \*Fitzhugh, Parkinson, Jones S, Hardaway, Turner J, Brown, Camper, Cooper B)  
Taxes, Exemption and Credits - As introduced, enacts the "Tennessee New Entrepreneur Tax Credit Act." - Amends TCA Title 67, Chapter 4.
- 11. \*SB 2722 by \*Finney L** (HB 3333 by \*Fitzhugh)  
Taxes, Exemption and Credits - As introduced, establishes franchise and excise job tax credit for job creation under specified circumstances. - Amends TCA Title 67, Chapter 4 and Title 67, Chapter 6.
- 12. \*SB 3272 by \*Finney L** (HB 3605 by \*McDaniel)  
Taxes, Sales - As introduced, specifies that food that is glazed by the seller is not "prepared food" for purposes of taxation. - Amends TCA Title 67.

- 13. SB 3601 by \*Haynes (\*HB 3060 by \*Moore)**  
Taxes, Exemption and Credits - As introduced, authorizes a franchise and excise tax credit of \$1,000 for each unemployed person hired by a qualified small business; conditions the credit on the creation of at least five new qualified jobs; requires verification that unemployed persons have at least 20 weeks of unemployment benefits remaining as of the date of hire. - Amends TCA Title 67, Chapter 4, Part 21.
- 14. SB 3605 by \*Haynes (\*HB 3655 by \*Stewart)**  
Taxes - As introduced, exempts from use tax materials purchased by a sports authority or its designee, if the materials are used in the construction or improvements of such entity. - Amends TCA Title 67, Chapter 6.
- 15. SB 3091 by \*Herron (\*HB 2617 by \*McDaniel)**  
Taxes, Exemption and Credits - As introduced, changes the annual sales tax holiday from the first weekend of August to the third weekend of July. - Amends TCA Title 67, Chapter 6, Part 3.
- 16. SB 3313 by \*Johnson (\*HB 3389 by \*Harrison)**  
Taxes - As introduced, allows an industrial machinery tax credit against franchise and excise taxes for certain forms of business entities that establish a qualified headquarters facility. - Amends TCA Title 67, Chapter 4.
- 17. \*SB 2655 by \*Ketron, Southerland, Yager, Crowe, Watson, Faulk, Gresham, Finney L, Tracy, Beavers, Marrero , Tate, Haynes, Henry, Stewart (HB 3100 by \*Hensley)**  
Taxes, Franchise - As introduced, establishes credit against franchise and excise tax liabilities for taxpayers who incur unreimbursed costs related to an employee's organ donation procedure. - Amends TCA Title 67, Chapter 4.
- 18. SB 3335 by \*Ketron (\*HB 2918 by \*Sparks, Watson, Hill, Floyd, Hensley, Towns, Moore, Forgety, Todd, Richardson, Coley, Camper, Matheny, McDonald, Sanderson, Brooks H)**  
Taxes, Exemption and Credits - As introduced, provides a sales and use tax refund for persons or entities installing a geothermal heat system in a residence or business. - Amends TCA Title 67, Chapter 6, Part 3.
- 19. SB 3339 by \*Ketron (\*HB 2838 by \*Carr)**  
Taxes, Income - As introduced, defines "dividend" as distributions of income out of earned surplus to shareholders made on account of stock ownership and directly related to such ownership. - Amends TCA Title 67, Chapter 2, Part 1.



**20. SB 3343 by \*Ketron (\*HB 3095 by \*Carr)**

Taxes, Exemption and Credits - As introduced, exempts dividends from privately owned businesses from the Hall Income Tax. - Amends TCA Title 67, Chapter 2.

**21. SB 3666 by \*Kyle (\*HB 2164 by \*Fitzhugh, Parkinson, Jones S, Hardaway, Sontany, Turner J, Brown, Cooper B)**

Taxes, Sales - As introduced, directs the commissioner of revenue to reduce the state sales tax rate on food if there is a surplus of state revenue collected above budgeted estimates in a fiscal year; reserves one-half of such surplus for additional Tennessee student assistance awards. - Amends TCA Title 67, Chapter 6.

**22. SB 1737 by \*Marrero (\*HB 1917 by \*Stewart)**

Revenue - As introduced, clarifies that any CD-ROMs or digital products sold with textbooks and workbooks shall be exempt from sales tax. - Amends TCA Title 67.

**23. \*SB 2405 by \*McNally (HB 2600 by \*Haynes)**

Taxes, Exemption and Credits - As introduced, allows a job tax credit for small, high-wage employers that create new jobs in high technology areas; requires approval by the commissioners of revenue and economic and community development. - Amends TCA Section 67-4-2109.

**24. SB 2777 by \*McNally, Ketron (\*HB 2840 by \*Sargent, Harwell, Weaver, Williams R, Niceley, Johnson C, Elam, Brooks K, McDaniel, Hurley, Halford, Brooks H, Dunn, Holt, Hawk, Wirgau, Eldridge, Montgomery, Powers, Haynes, Shipley, Dean, Hall, Williams K, Campbell, Keisling, Cobb , White, Ford , Matlock, Dennis, Butt, Marsh, Sexton, Johnson P, Gotto, Sanderson, Hill, McManus, Lundberg, Casada, Alexander)**

Taxes, Inheritance Gift - As introduced, eliminates the gift tax in 2013 and thereafter. - Amends TCA Title 67, Chapter 8, Part 6; Title 67, Chapter 8, Part 1 and Title 67, Chapter 8, Part 4.

**25. SB 2234 by \*Norris, Overbey (\*HB 2372 by \*McCormick)**

Taxes - As introduced, redefines "intangible expense" under the Excise Tax Law; revises other various tax provisions. - Amends TCA Title 67.

**26. SB 2939 by \*Norris, Ketron (\*HB 2486 by \*Tindell, Sargent, McManus)**

Taxes, Exemption and Credits - As introduced, requires the film, entertainment and music commission to notify any member of the general assembly who requests notification of a proposed production activity in the member's district; allows a county to qualify as an eligible enhancement county during a 36-month period instead of 24-month period for purposes of the job tax credit. - Amends TCA Title 4, Chapter 3, Part 49; Title 4, Chapter 3, Part 50; Title 4, Chapter 3, Part 7; Section 67-4-2109 and Title 67, Chapter 6.

- 27. \*SB 3106 by \*Norris** (HB 3722 by \*McCormick)  
Taxes - As introduced, requires that a seller and certified service provider engage in at least two sales transactions, instead of one, in order to constitute a recurring business relationship for purposes of exempting them from renewing blanket sales and use tax exemption certificates. - Amends TCA Title 7 and Title 67.
- 28. \*SB 3107 by \*Norris** (HB 3723 by \*McCormick)  
Taxes - As introduced, specifies that a federal license to sell alcoholic beverages does not mean a federal excise tax receipt. - Amends TCA Title 7; Title 55; Title 57 and Title 67.
- 29. \*SB 3762 by \*Norris** (HB 3760 by \*McCormick, Sargent, Harwell)  
Taxes, Inheritance Gift - As introduced, increases the maximum allowable exemption from \$1 million to \$1.25 million. - Amends TCA Title 67, Chapter 8.
- 30. \*SB 2663 by \*Overbey, Gresham** (HB 3319 by \*Montgomery)  
Taxes, Hotel Motel - As introduced, requires that the proceeds collected from hotel occupancy taxes be used to directly increase tourism in the jurisdiction in which such taxes are collected. - Amends TCA Title 67, Chapter 4.
- 31. \*SB 2917 by \*Overbey** (HB 3395 by \*Matheny)  
Taxes, Exemption and Credits - As introduced, authorizes a 20 percent tax credit for a qualified purchaser of solar panels and related solar energy technology to be installed in a residence or business; allows the credit to be applied against sales and use taxes and franchise and excise taxes. - Amends TCA Title 67.
- 32. SB 3377 by \*Stewart** (\*HB 2975 by \*Matheny)  
Taxes, Exemption and Credits - As introduced, exempts from taxation the sale or purchases of certain equipment and products by qualified golf course operators; prohibits outdoor advertising for public- owned golf courses under certain circumstances. - Amends TCA Title 54, Chapter 21 and Title 67, Chapter 6.
- 33. \*SB 1335 by \*Watson** (HB 1883 by \*McCormick)  
Taxes, Business - As introduced, returns administration and collection of the business privilege tax to county clerks and designated city officials in Shelby, Davidson, Knox, and Hamilton counties. - Amends TCA Section 50-6-904 and Title 67, Chapter 4, Part 7.
- 34. \*SB 2535 by \*Yager** (HB 3423 by \*Sexton)  
Taxes, Income - As introduced, requires annual adjustment of the Hall Income Tax exemption income levels for persons 65 years of age or older to reflect any increase in the average consumer price index. - Amends TCA Title 67, Chapter 2.

**35. \*SB 2536 by \*Yager, Ramsey** (HB 2972 by \*Sexton, Brooks K, Naifeh)  
Taxes, Exemption and Credits - As introduced, increases the Hall income tax exemption for taxpayers 65 years of age or older to \$36,200 for single filers and \$47,000 for persons filing jointly beginning January 1, 2013. - Amends TCA Title 67, Chapter 2.

**36. \*SB 2649 by \*Yager, Ketron** (HB 3052 by \*McDaniel)  
Taxes, Inheritance Gift - As introduced, increases, from \$1,000,000 to \$5,000,000, the single allowable exemption to be applied against net estate for state inheritance taxes; requires exemption amount to match exemption for federal estate taxes; requires state gift tax exemption to be the same as inflation adjusted exclusion amount for federal gift taxes. - Amends TCA Title 67, Chapter 8, Part 1; Title 67, Chapter 8, Part 3 and Title 67, Chapter 8, Part 4.

**THE FOLLOWING BILLS MAY BE HEARD IF FISCAL NOTES BECOME AVAILABLE**

**37. \*SB 2863 by \*Barnes** (HB 3213 by \*Pitts)  
Taxes, Exemption and Credits - As introduced, authorizes property tax relief for spouses of veterans whose deaths resulted from being deployed in support of peace operations. - Amends TCA Section 67-5-704.

**38. SB 3302 by \*Barnes** (\*HB 3181 by \*Stewart)  
Taxes - As introduced, defines "mineral interest" for purposes of a back assessment or reassessment of property taxes against a mineral interest owner. - Amends TCA Title 67.

**39. \*SB 3316 by \*Johnson** (HB 3606 by \*McDaniel)  
Taxes, Tobacco, Tobacco Products - As introduced, mandates any operator of a roll your own cigarette machine is a tobacco product manufacturer and must pay the excise tax. - Amends TCA Title 67, Chapter 4, Part 26.

**40. \*SB 3763 by \*Norris** (HB 3761 by \*McCormick, Alexander)  
Taxes, Sales - As introduced, reduces the state sales tax on food and food ingredients from 5.5 percent to 5.3 percent; requires that the local option sales tax, which under existing law can be in an amount of up to 2.75 percent, be at a rate that is a multiple of 0.25 percent. - Amends TCA Title 67, Chapter 6.

**41. \*SB 2763 by \*Overbey** (HB 2945 by \*Ramsey)  
Taxes, Sales - As introduced, exempts the diabetic supplies of blood glucose monitor test strips, lancets and visual reading and urine test strips from the sales and use tax. - Amends TCA Title 56 and Title 67, Chapter 6, Part 3.

- 42. SB 2918 by \*Overbey (\*HB 3054 by \*Ramsey)**  
Taxes, Sales - As introduced, permits pharmacist, a pharmacy benefits manager or a covered entity to collect sales tax on diabetic supplies. - Amends TCA Title 56 and Title 67.
- 43. \*SB 3507 by \*Tate (HB 3832 by \*DeBerry L)**  
Taxes - As introduced, raises from \$15.00 to \$30.00 the minimum penalty assessed, regardless of the amount of tax due or whether there is any tax due, when any person fails to timely make any return or report or fails to timely pay any taxes shown to be due on the return or report. - Amends TCA Title 67.
- 44. SB 3081 by \*Watson, McNally (\*HB 2832 by \*Matheny)**  
Taxes, Ad Valorem - As introduced, includes certain reusable materials as finished goods or manufactured articles in the hands of the manufacturer for purposes of property taxation. - Amends TCA Title 67, Chapter 5, Part 2.
- 45. \*SB 2962 by \*Yager (HB 3255 by \*Haynes)**  
Taxes, Privilege - As introduced, reduces the rate of assessment for the realty recordation tax. - Amends TCA Section 67-4-409.
- 46. SB 2560 by \*Ketron (\*HB 2551 by \*Sargent)**  
Taxes, Exemption and Credits - As introduced, exempts from sales tax the repair and refurbishment services performed on out-of-state aircraft by an authorized service facility designated by an original equipment manufacturer, where the aircraft is removed out of state within 15 days of completion of work. - Amends TCA Title 67, Chapter 6, Part 3.

**SENATE**  
**TAX SUBCOMMITTEE OF FINANCE, WAYS & MEANS**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**IMMEDIATELY FOLLOWING FINANCE, WAYS & MEANS**

**WEDNESDAY, MARCH 14, 2012**  
**2:00 P.M.**

**LEGISLATIVE PLAZA ROOM 12**

	<b><u>COMMITTEE MEMBERS:</u></b>	
<b>HENRY (D) CHAIRMAN</b>	FINNEY (D) KETRON (R)	KELSEY (R) OVERBEY (R)

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**BY SUSPENSION OF SENATE RULE 83(8) ON THE FLOOR BY CHAIRMAN HENRY THE FOLLOWING BILL**  
**IS ADDED TO THE CALENDAR**

**ADDENDUM**

47. \*SB 2860 by \*Campfield, Summerville (HB 3081 by \*Carr)  
Taxes - As introduced, imposes occupational privilege taxes on performers at adult cabarets, increases sales taxes on certain adult services, materials and products; places revenues in a fund for reduction of taxes on food and food products. - Amends TCA Title 67.

**SENATE**  
**STATE & LOCAL GOVERNMENT**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**10:30 AM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

<b>YAGER (R) CHAIRMAN</b>	CAMPFIELD (R)	HAYNES (D)
<b>JOHNSON (R) VICE CHAIRMAN</b>	FAULK (R)	KETRON (R)
<b>FINNEY (D) SECRETARY</b>	HARPER (D)	NORRIS (R)

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**CONSENT CALENDAR**

1. **\*SB 3620 by \*Henry** (HB 3727 by \*Naifeh, DeBerry L, Fitzhugh, Pitts, Gilmore, Harrison, McDaniel, Roach, Hawk, Turner M, Towns, Tidwell, Shepard, Moore, Favors, Camper, Brown, Sontany, Shaw, Miller L, Campbell, Haynes, Montgomery, Williams K, Eldridge, Tindell, McDonald, Armstrong, Dean, Curtiss, DeBerry J, Sanderson, Sargent, McCormick)  
Naming and Designating - As introduced, names pathway surrounding Tennessee Bicentennial Mall in honor of Andrea Conte. -
2. **SB 2740 by \*Johnson** (\*HB 2848 by \*Sargent)  
Municipal Government - As introduced, extends municipal pilot program deadline from 2012 to 2015 for dealing with abandoned construction. - Amends TCA Section 13-21-102.
3. **HJR 0522 by \*Johnson C, Pitts**  
Naming and Designating - "John T. Cunningham Day," August 12, 2012 -
4. **\*HJR 0568 by \*McManus**  
General Assembly, Confirmation of Appointment - Craig V. Powers, Board of Directors of Tennessee Education Lottery Corporation -
5. **SB 3374 by \*Stewart** (\*HB 3067 by \*Alexander)  
Election Laws - As introduced, allows city of Estill Springs to permit nonresident property owners to vote in municipal elections upon two-thirds approval of municipal legislative body. - Amends TCA Section 6-53-102.

**6. \*SB 3573 by \*Stewart (HB 3746 by \*Curtiss)**

Holidays and Days of Special Observance - As introduced, directs the governor to annually issue an executive order designating one month each year as "Tennessee Genealogy Month." - Amends TCA Title 4, Chapter 1, Part 4.

**SENATE**  
**STATE & LOCAL GOVERNMENT**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**10:30 AM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**YAGER (R) CHAIRMAN**  
**JOHNSON (R) VICE CHAIRMAN**  
**FINNEY (D) SECRETARY**

CAMPFIELD (R)  
FAULK (R)  
HARPER (D)

HAYNES (D)  
KETRON (R)  
NORRIS (R)

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**CONSENT CALENDAR 2**

- 1. SB 3248 by \*Yager (\*HB 3381 by \*Armstrong)**  
Alcoholic Beverages - As introduced, authorizes the Inn at Long Branch on Dale Hollow Lake in Clay County to obtain a license as a premier type tourist resort. - Amends TCA Section 57-4-102.
  
- 2. SB 3401 by \*Yager (\*HB 3421 by \*Niceley)**  
Alcoholic Beverages - As introduced, authorizes Caryonah Hunting Lodge located in Cumberland County to be licensed as a premier type tourist resort. - Amends TCA Section 57-4-102.



**SENATE**  
**STATE & LOCAL GOVERNMENT**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**10:30 AM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

<b>YAGER (R) CHAIRMAN</b>	CAMPFIELD (R)	HAYNES (D)
<b>JOHNSON (R) VICE CHAIRMAN</b>	FAULK (R)	KETRON (R)
<b>FINNEY (D) SECRETARY</b>	HARPER (D)	NORRIS (R)

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**BUDGET PRESENTATIONS**

**Tennessee Housing Development Agency**

**Tennessee Corrections Institute**

**REGULAR CALENDAR**

- 1. SB 2818 by \*Massey (\*HB 2844 by \*Dunn)**  
Election Laws - As introduced, authorizes the election commission to designate a polling place outside the precinct it is to serve, but within the limits of the municipality, for a municipal election not held in conjunction with any other election. - Amends TCA Title 2, Chapter 3, Part 1.
- 2. \*SB 2289 by \*Faulk (HB 2425 by \*White)**  
Purchasing - As introduced, revises provisions regarding cooperative purchasing agreements and local government purchasing in regard to the utilization of pricing discounts. - Amends TCA Title 12, Chapter 3, Part 10.
- 3. SB 3358 by \*Ketron (\*HB 3610 by \*Ramsey)**  
Alcoholic Beverage Commission - As introduced, clarifies existing law in relation to the manner in which license fees are assessed by the commission for limited service restaurants, the timing of promulgating rules, the assessment of fines in certain circumstances, the regulation of tastings by retail licensees and the regulation of certain controlled substances. - Amends TCA Title 57.

- 4. SB 2533 by \*Yager (\*HB 2637 by \*Ramsey)**  
State Inmates - As introduced, establishes reimbursement rate for counties holding state inmates as adjusted based upon the percentage of change in the average consumer price index as published by the United States Department of Labor. - Amends TCA Section 41-8-106.
- 5. \*SB 3227 by \*Burks (HB 3541 by \*Sexton)**  
Utilities, Utility Districts - As introduced, revises provisions governing the creation of a utility district. - Amends TCA Title 7, Chapter 82.
- 6. \*SB 3089 by \*Berke (HB 3753 by \*Turner M)**  
Election Laws - As introduced, exempts a person 60 years of age and older who does not have a valid driver license with a photo from the requirements of showing a photo identification when signing an application for ballot to vote. - Amends TCA Title 2, Chapter 7, Part 1.
- 7. \*SB 3648 by \*Tracy, Ramsey, Ketron (HB 3696 by \*Gotto)**  
Planning, Public - As introduced, clarifies development regulations in effect on date of submission of application for development govern review of that development; specifies that preliminary approval for planned development remains effective five years. - Amends TCA Title 13, Chapter 3, Part 4; Title 13, Chapter 4, Part 3; Title 13, Chapter 7, Part 2 and Title 13, Chapter 7, Part 1.
- 8. \*SB 3649 by \*Tracy, Ramsey, Ketron (HB 3697 by \*Gotto)**  
Ethics - As introduced, requires members of local and regional planning commissions to file disclosure statements of conflict of interests with Tennessee ethics commission. - Amends TCA Title 8, Chapter 50, Part 5.
- 9. \*SB 3651 by \*Tracy, Ramsey, Ketron (HB 3698 by \*Gotto)**  
Zoning - As introduced, allows on-site signs for structures that are rebuilt to non-conform to existing zoning regulations similar to off-site signs. - Amends TCA Section 13-7-208.
- 10. SB 2692 by \*Haynes, Ford (\*HB 2709 by \*Turner M)**  
Election Laws - As introduced, allows any registered voter in Tennessee to vote by absentee ballot; revises other voting provisions. - Amends TCA Title 2, Chapter 6 and Title 2, Chapter 3.

- 11. SB 2721 by \*Finney L (\*HB 2885 by \*Fitzhugh)**  
Campaigns and Campaign Finance - As introduced, creates Class C misdemeanor for any corporation or other business entity that receives state grants, bonds or tax credits to make contributions to candidates for state or local public office or to PACs that contribute to state or local candidates during any two-year election cycle in which such grants, bonds or tax credits were received. - Amends TCA Title 2, Chapter 10.
- 12. SB 1223 by \*Yager, Overbey, Ford, Crowe (\*HB 1000 by \*Todd, Camper, Ragan, Brooks K, Williams R, Moore, Wirgau, Hensley, Towns, McDonald, Floyd, Lollar, Sargent, Windle, Turner J, Pitts, Brown, Cooper B, Sparks, Hardaway, Parkinson, Shaw, Maggart, Faison, Womick, Eldridge, Stewart, Miller D, Evans, Montgomery, Weaver, Fitzhugh, Matheny, McManus, Miller L, Alexander, Favors, Johnson C, Haynes, Carr, Powers, Elam, Swann, Rich, Hall, Forgety, Pody, Halford)**  
Veterans' Affairs, Dept. of - As introduced, creates state veterans' burial assistance fund to be administered by commissioner of veterans' affairs; funds shall consist of any funds from U.S. veterans' affairs for plot allowance for burials of state veterans and dependents and any state appropriation or private donation. - Amends TCA Section 8-30-306; Section 49-7-102; Title 58, Chapter 7; Title 58, Chapter 3 and Section 67-5-704.
- 13. SB 2532 by \*Yager (\*HB 2196 by \*Ramsey)**  
Beer - As introduced, restores language to clarify that the governmental entity, committee or board that issues a beer permit or license is the governmental entity to revoke or suspend such permit or license. - Amends TCA Section 57-5-108.
- 14. SB 3114 by \*Yager (\*HB 2989 by \*Haynes)**  
Zoning - As introduced, expands nonconforming uses to those on contiguous land under common ownership and to land used, rather than in use, for the extraction of diminishing assets. - Amends TCA Title 13, Chapter 7, Part 2.
- 15. \*SB 1452 by \*Overbey (HB 1959 by \*Montgomery, Swann, Ramsey)**  
Taxes, Hotel Motel - As introduced, decreases from 5% to 4% the hotel occupancy tax. - Amends TCA Title 7 and Title 67.
- 16. SB 2762 by \*Kyle (\*HB 2908 by \*Gilmore)**  
Business and Commerce - As introduced, repeals the "Equal Access to Intrastate Commerce Act." - Amends TCA Section 4-21-102 and Title 7, Chapter 51.
- 17. \*SB 3411 by \*Beavers (HB 3733 by \*Pody)**  
Campaigns and Campaign Finance - As introduced, allows audits of members of the general assembly to begin once session ends instead of June if session ends earlier than June. - Amends TCA Title 2, Chapter 10 and Title 4, Chapter 55.

- 18. \*SB 2139 by \*Finney L** (HB 2176 by \*Turner M)  
Election Laws - As introduced, removes requirement that voter needs photograph identification prior to voting; restores former requirement that voter present identification for purpose of comparing signature on the application for ballot. - Amends TCA Title 2, Chapter 7, Part 1.
- 19. \*SB 2584 by \*Campfield** (HB 2940 by \*Dennis)  
Campaigns and Campaign Finance - As introduced, limits amount candidate may personally loan campaign to \$100,000 per election but does not limit amount candidate may contribute to campaign; creates voluntary spending limits for certain state and local candidates. - Amends TCA Title 2, Chapter 10.
- 20. \*SB 2585 by \*Campfield** (HB 2941 by \*Dennis)  
Campaigns and Campaign Finance - As introduced, limits amount candidate may personally loan campaign to \$100,000 per election but does not limit amount candidate may contribute to campaign; creates voluntary spending limits for statewide candidates. - Amends TCA Title 2, Chapter 10.
- 21. SB 2212 by \*Norris, Johnson** (\*HB 2350 by \*McCormick, Casada)  
State Government - As introduced, specifies that state insurance plans are not subject to regulation by the department of commerce and insurance or subject to the jurisdiction of the department of health and that no such plan is subject to the insurance laws of this state in Title 56 unless otherwise specifically stated. - Amends TCA Title 8, Chapter 27.
- 22. \*SB 3074 by \*Johnson** (HB 3323 by \*Johnson P)  
Lottery, Charitable - As introduced, authorizes formation of a broad-based school foundation, subject to certain conditions, by a school or its administrators or supporters; authorizes school foundations, although not in existence for at least five years, to be 501(c)(3) organizations for purposes of the Tennessee Charitable Gaming Implementation Law; removes requirement that 501(c)(3) organizations wanting to conduct an annual event to raise no more than \$5,000 be in existence for five years. - Amends TCA Title 3, Chapter 17; Title 49, Chapter 2 and Title 49, Chapter 3.
- 23. \*SB 0830 by \*Summerville** (HB 1295 by \*Hensley)  
Utilities, Utility Districts - As introduced, requires commissioners of certain water utility districts in Lawrence County to be elected by the customers of the utility district. - Amends TCA Section 7-82-307.
- 24. \*SB 2725 by \*Summerville** (HB 3065 by \*Ragan)  
Public Contracts - As introduced, enacts the "Tennessee Civil Rights Initiative Act." - Amends TCA Title 4, Chapter 21.

- 25. \*SB 2751 by \*Summerville** (HB 3387 by \*Casada)  
Boards and Commissions - As introduced, removes authority of Tennessee State Employee Association to appoint members to certain boards and commissions. - Amends TCA Title 4, Chapter 27; Title 4, Chapter 3, Part 55; Title 4, Chapter 3, Part 53; Title 8, Chapter 27 and Title 41, Chapter 22, Part 4.
- 26. \*SB 2686 by \*Kelsey** (HB 3051 by \*Rich)  
Clerks, Court - As introduced, authorizes clerks with electronic filing systems to charge \$120 for each registered user of the system and to institute an 8-cent per page copy transaction fee. - Amends TCA Section 8-21-401.
- 27. SB 3281 by \*Kelsey** (\*HB 3440 by \*Haynes)  
Public Funds and Financing - As introduced, increases the minimum amount of days prior to sale of general obligation bonds that local government entities must provide public notice from five to seven days. - Amends TCA Title 9, Chapter 21; Title 12, Chapter 10 and Title 49, Chapter 3, Part 10.
- 28. SB 3405 by \*Kelsey** (\*HB 3461 by \*Dennis)  
Human Rights Commission - As introduced, provides that the commission cannot find an individual employee guilty of a human rights violation if the employer was found to have committed a violation. - Amends TCA Section 4-21-301.
- 29. SB 3609 by \*Kelsey** (\*HB 3642 by \*Gotto)  
Public Contracts - As introduced, prohibits entities investing \$20 million or more in the Iranian energy sector from contracting with public entities in Tennessee for goods or services valued at \$1 million or more. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8 and Title 12.
- 30. SB 2420 by \*McNally** (\*HB 2402 by \*Ragan)  
Beer - As introduced, requires persons applying for permit to sell beer for off-premise consumption to become certified under "Tennessee Responsible Vendor Act of 2006." - Amends TCA Title 57, Chapter 5.
- 31. SB 2421 by \*McNally** (\*HB 2403 by \*Ragan)  
County Officers - As introduced, allows Anderson County to provide cars for the use of salaried county officials. - Amends TCA Section 8-26-113.
- 32. SB 3296 by \*McNally** (\*HB 3520 by \*Hawk)  
Taxes, Ad Valorem - As introduced, revises provisions governing the valuation and ad valorem assessment of green energy production property. - Amends TCA Section 67-5-601 and Section 67-5-604.

**33. SB 2550 by \*Ketron (\*HB 2468 by \*Carr)**

Registers of Deeds - As introduced, permits any county register of deeds instead of present limitation to county register of deeds in Shelby County to assume certain functions and duties if the register receives endorsement from the existing county records commission or county executive. - Amends TCA Title 8, Chapter 13.

**34. \*SB 2832 by \*Ketron (HB 3328 by \*Carr)**

Local Government, General - As introduced, enacts the "Local Government Transparency Act". - Amends TCA Title 5; Title 6; Title 7 and Title 49.

**35. SB 3334 by \*Ketron, Finney L (\*HB 3094 by \*Ramsey, Shepard)**

Utilities, Utility Districts - As introduced, authorizes municipal electric system or other governmental utility system to enter into an employment contract for a term not to exceed five years with the superintendent, general manager or chief executive officer of the electric plant. - Amends TCA Title 7, Chapter 52.

**36. SB 3337 by \*Ketron (\*HB 3276 by \*Sargent)**

Public Funds and Financing - As introduced, authorizes county legislative body to allow trustees to invest funds in state intermediate-term investment fund. - Amends TCA Section 9-4-608.

**37. \*SB 3687 by \*Kyle (HB 3802 by \*Tindell)**

Political Parties - As introduced, allows recognized minor party to remain recognized for four years; lowers signature requirement to become recognized minor party. - Amends TCA Title 2.

**38. SB 2855 by \*Yager (\*HB 2690 by \*Todd)**

Property Assessors - As introduced, requires property assessor to set parcel identification numbers for subdivided lots effective at time of division and to prorate assessment between parent property and divided parcels; provides supplemental tax resulting in added value to divided parcel assigned only to such parcel. - Amends TCA Title 67, Chapter 5.

**39. SB 3207 by \*Yager (\*HB 3326 by \*Ramsey)**

Fees - As introduced, creates the local correctional officer training fund through the collection of a 10-cent fee for each completed telephone call or other electronic communication made by inmates housed in local jails or workhouses. - Amends TCA Section 41-7-104.

- 40. \*SB 3232 by \*Yager** (HB 3447 by \*Ramsey)  
Correctional Programs - As introduced, requires 10-cent fee be collected on telephone calls made by inmates in local jails or workhouses; requires fee to be remitted to special account for local correctional officer training through Tennessee corrections institute. - Amends TCA Section 41-7-104.
- 41. SB 3401 by \*Yager** (\*HB 3421 by \*Niceley)  
Alcoholic Beverages - As introduced, authorizes Caryonah Hunting Lodge located in Cumberland County to be licensed as a premier type tourist resort. - Amends TCA Section 57-4-102.
- 42. \*SB 3643 by \*Yager, Ramsey, Ketron** (HB 3687 by \*Johnson C)  
State Government - As introduced, requires department of finance and administration to create electronic tracking system for permits and licenses issued by the state. - Amends TCA Title 4.
- 43. \*SB 2920 by \*Overbey** (HB 3243 by \*Matheny)  
Jails, Local Lock-ups - As introduced, directs the board of the Tennessee corrections institute to establish criteria for determining whether to waive the minimum qualification standards to employ a jail administrator, workhouse administrator, jailer, corrections officer or guard in county jail or workhouse; and prohibits waivers for employees dishonorably discharged from the military, suffering from mental illness, convicted of domestic assault or any felony conviction. - Amends TCA Section 41-7-106.
- 44. \*SB 2965 by \*Tracy** (HB 3821 by \*Elam, Watson, Dean, Todd, Carr, Eldridge, Weaver, Sparks, Floyd, Powers)  
Criminal Offenses - As introduced, prohibits unauthorized use of governmental seals, emblems or insignia; permits secretary of state and other officials to authorize the use of seals, emblems or insignia in certain circumstances. - Amends TCA Title 4; Title 8; Title 12 and Title 39, Chapter 16.
- 45. SB 3129 by \*Stewart** (\*HB 2430 by \*Matheny)  
Taxes, Ad Valorem - As introduced, exempts the state and local governmental entities from liability for homeowners' association fee, restrictive covenants and certain obligations when the governmental entity acquires real property to enforce its tax lien. - Amends TCA Title 67, Chapter 5, Part 24 and Title 67, Chapter 5, Part 25.

**46. SB 3368 by \*Stewart (\*HB 3477 by \*Alexander)**

Transportation, Dept. of - As introduced, increases the time the state treasurer has to notify the administrator of the county, municipality, city or town of the sale of state property and of the funds set aside for local improvement projects from 45 days to 60 days; increases the time for the administrator to give the state treasurer notice of acceptance or rejection of the funds from 120 days to 180 days. - Amends TCA Title 4, Chapter 3, Part 23; Title 54 and Title 55.

**47. SB 3378 by \*Stewart (\*HB 3388 by \*Windle)**

Election Laws - As introduced, exempts any person presenting evidence of honorable discharge from the military at the time of application for ballot from the requirements of showing an identification with a photograph of the voter when signing an application for ballot to vote. - Amends TCA Section 2-7-112.

**48. SB 3523 by \*Tate (\*HB 2710 by \*Turner M)**

Election Laws - As introduced, enacts "Tennessee Election Day Registration Act." - Amends TCA Title 2, Chapter 7 and Title 2, Chapter 2.

**49. SB 3526 by \*Tate, Ketrone (\*HB 3245 by \*Matheny)**

General Assembly - As introduced, changes the date of the first meeting of the joint legislative services committee at the call of the co-chairs to within 30 days, instead of 15 days, after the appointment of the members of the committee. - Amends TCA Title 3 and Title 8, Chapter 44.



**SENATE**  
**COMMERCE, LABOR & AGRICULTURE**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**1:30 PM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**JOHNSON (R) CHAIRMAN**  
**FAULK (R) VICE CHAIRMAN**  
**BURKS (D) SECRETARY**

BEAVERS (R)  
GRESHAM (R)  
SOUTHERLAND (R)

STEWART (D)  
TATE (D)  
TRACY (R)

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**BUDGET PRESENTATION**

**Department of Healthcare Finance and Administration**

**REGULAR CALENDAR**

- 1. SB 3241 by \*Barnes (\*HB 2193 by \*Johnson C)**  
Unemployment Compensation - As introduced, makes ineligible for benefits those claimants who were discharged after having agreed in writing to obtain a license or certification by a specified date and then have failed to do so. - Amends TCA Title 50, Chapter 7.
- 2. \*SB 3406 by \*Beavers (HB 3736 by \*Pody, Moore)**  
Salaries and Benefits - As introduced, raises the standard to clear and convincing proof of competent medical evidence to overcome the presumption that any impairment of health of law enforcement officers and firefighters caused by hypertension or heart disease resulting in hospitalization, medical treatment or any disability shall have been suffered in the course of employment. - Amends TCA Section 7-51-201.
- 3. SB 2610 by \*Burks (\*HB 2683 by \*Williams R, Faison, Sexton, Hawk)**  
Landlord and Tenant - As introduced, limits application of the Uniform Residential Landlord and Tenant Act to counties having a population of more than 75,000 instead of 68,000; change does not affect the current applicability of the Act. - Amends TCA Section 66-28-102.

**4. SB 2979 by \*Burks (\*HB 3138 by \*Sexton)**

Insurance Companies, Agents, Brokers, Policies - As introduced, requires any contract, plan, or policy of insurance issued or renewed on or after July 1, 2012, that provides coverage for surgical first assisting benefits or services be construed as providing coverage for a registered nurse first assistant. - Amends TCA Title 56 and Title 63.

**5. SB 3019 by \*Campfield (\*HB 3250 by \*Butt)**

Employees, Employers - As introduced, expands categories of employees subject to routine periodic drug testing under the drug free workplace program to include persons who work in safety or security related positions. - Amends TCA Title 50, Chapter 9.

**6. SB 2627 by \*Crowe (\*HB 2407 by \*Ford )**

Funeral Directors and Embalmers - As introduced, extends the date from December 31, 2010, to June 30, 2011, for apprentices and mortuary school students to complete all requirements to become licensed by the board as a funeral director or embalmer. - Amends TCA Section 62-5-312.

**7. \*SB 2625 by \*Crowe (HB 3253 by \*Gilmore)**

Employees, Employers - As introduced, clarifies the employee's 30-minute rest break or meal period to include a right to waive the meal period or break. - Amends TCA Title 50.

**8. \*SB 2992 by \*Faulk (HB 3559 by \*Bass, Evans, Weaver, Matheny, Eldridge, Pody, Wirgau, Holt, Floyd, Shipley, Matlock, White, Ragan, Campbell, Butt, Halford, Keisling, Hill, Sanderson, Casada, Lollar, Hall, Gotto, Ford , Rich, Forgety)**

Employees, Employers - As introduced, prohibits employment discrimination based on an applicant or current employee's ownership, storage, transportation or possession of a firearm that is otherwise in accordance with state and federal law. - Amends TCA Title 39; Title 40 and Title 50.

**9. \*SB 2134 by \*Finney L (HB 2312 by \*Fitzhugh, DeBerry L, Turner M, Moore, Harmon, Naifeh, Shaw, Gilmore, Miller L, Shepard, McDonald, Richardson, Turner J, Kernell, Hardaway, Jones S, Parkinson, Favors, Pitts, Stewart, Towns, Cooper B, Brown, Camper)**

Economic and Community Development - As introduced, requires the department of economic and community development to ensure the full development of the West Tennessee megasite; appropriates funds for such purpose. - Amends TCA Title 64, Chapter 6.

- 10. \*SB 2126 by \*Ford** (HB 2175 by \*Cooper B)  
Fireworks - As introduced, permits the sale of consumer fireworks in Shelby County by deleting language that prohibits the sale of fireworks in such county. - Amends TCA Section 68-104-112.
- 11. \*SB 3027 by \*Gresham** (HB 3263 by \*Halford)  
Agriculture - As introduced, revises various provisions of the Agriculture Commodities Promotion Act, including provisions requiring certain reports by purchasers and provisions governing the membership of the beef promotion board. - Amends TCA Title 43, Chapter 29, Part 1.
- 12. SB 3282 by \*Gresham, Ketron** (\*HB 2295 by \*Ragan, Cooper B, Hardaway, Parkinson, Cobb , Moore, DeBerry J, Faison, Windle)  
Military - As introduced, clarifies that when persons are engaged in national guard duties no private employment benefits may be curtailed or made ineligible due to such duties. - Amends TCA Title 8, Chapter 33, Part 1.
- 13. SB 3460 by \*Gresham** (\*HB 3620 by \*Holt)  
Criminal Offenses - As introduced, creates a new misdemeanor offense for a person who applies for employment with the intent to cause economic damage to the employer by recording on the premises of the employer and releasing such recordings to a third party. - Amends TCA Title 39; Title 40 and Title 50.
- 14. \*SB 3745 by \*Herron** (HB 3830 by \*Casada, Hardaway)  
Public Health - As introduced, requires the department of health to develop and implement a program to provide colorectal cancer screenings for uninsured individuals between ages 50 and 64 and for any other uninsured individuals determined to be at high risk for developing colon cancer; requires health insurance companies to cover colorectal cancer screenings. - Amends TCA Title 56 and Title 68.
- 15. SB 3657 by \*Johnson, Ramsey, Watson, Ketron** (\*HB 3430 by \*Matlock)  
Unemployment Compensation - As introduced, allows employer to qualify as "seasonal employer" for purposes of unemployment insurance benefits. - Amends TCA Title 50, Chapter 7.
- 16. SB 3658 by \*Johnson, Ramsey, Watson, Ketron** (\*HB 3431 by \*Matlock)  
Unemployment Compensation - As introduced, enacts the "Unemployment Insurance Accountability Act of 2012." - Amends TCA Title 50.

- 17. SB 3659 by \*Johnson, Ramsey, Watson, Ketron (\*HB 3429 by \*Matlock)**  
Unemployment Compensation - As introduced, requires department of labor and workforce development to implement an Internet-based system that allows employers to receive notices electronically and to submit separation information electronically; requires more information be included on unemployment insurance tax statement at request of employer. - Amends TCA Title 4, Chapter 3, Part 14 and Title 50, Chapter 7.
- 18. SB 2633 by \*Johnson (\*HB 2747 by \*Haynes)**  
Licenses - As introduced, increases the minimum fees for unrestricted initial staff leasing company licenses and renewals thereof from \$100 for residents and \$150 for nonresidents to \$150 and \$200 respectively. - Amends TCA Title 56, Chapter 56 and Title 62, Chapter 43.
- 19. SB 2486 by \*Johnson (\*HB 2281 by \*Dunn, Tindell, Armstrong, Hardaway, Parkinson, Fitzhugh, Brown, Eldridge, Ragan, Haynes, Halford, Shaw, McManus, Miller L, Turner J, Lollar, Johnson C)**  
Home Improvement Contractors - As introduced, includes as an element of the offense of theft by a home improvement contractor, or a consumer protection violation, failure to provide a current address to the residential owner until the work to be performed under the contract is completed. - Amends TCA Section 39-14-154 and Section 47-18-104.
- 20. SB 3277 by \*Kelsey, Ramsey (\*HB 3401 by \*Maggart)**  
Telecommunications - As introduced, requires entities to allow pole attachments and establishes process for resolving pole attachment disputes. - Amends TCA Title 65, Chapter 21.
- 21. \*SB 2727 by \*Kelsey (HB 2938 by \*Sexton, Marsh)**  
Economic and Community Development - As introduced, requires the state agency responsible for processing applications for grant funds relating to workforce development to accept electronic signatures in the same manner as it accepts physical signatures. - Amends TCA Title 4, Chapter 3, Part 14; Title 47, Chapter 10 and Title 50.
- 22. SB 2554 by \*Ketron (\*HB 2283 by \*Curtiss)**  
Insurance Companies, Agents, Brokers, Policies - As introduced, enacts the NCOIL model "Unclaimed Life Insurance Benefits Act." - Amends TCA Title 56 and Title 66, Chapter 29.
- 23. SB 2565 by \*Ketron (\*HB 2669 by \*Faison, Casada, Powers, Holt)**  
Child Labor - As introduced, specifies that no public funds of this state or any political subdivision thereof shall be allocated to the regulation or enforcement of any change made to certain rules regarding the employment of children in an agricultural setting. - Amends TCA Title 43; Title 50, Chapter 3 and Title 50, Chapter 5.

- 24. \*SB 2714 by \*Ketron** (HB 2915 by \*Curtiss)  
Consumer Protection - As introduced, requires certain roofing contractors and agents to make certain disclosures to solicited persons where an insurance claim has been made or is anticipated for the provision of roofing goods or services. - Amends TCA Title 47; Title 56 and Title 62.
- 25. SB 3327 by \*Ketron** (\*HB 3532 by \*Curtiss)  
Insurance, Liability - As introduced, makes it a Class A misdemeanor for a person or business to engage in the repossession of motor vehicles without having liability insurance with coverage limits of at least \$1 million; each day in violation is a separate offense. - Amends TCA Title 39; Title 40; Title 45; Title 54; Title 55; Title 56; Title 62 and Title 68.
- 26. \*SB 1286 by \*Massey** (HB 1978 by \*Haynes, Todd)  
Funeral Directors and Embalmers - As introduced, requires hard or electronic copies of pre-need contracts and pre-need insurance arrangements be maintained; deletes prohibition against promises of a rebate, discount or reduction in price upon the death of any person. - Amends TCA Section 62-5-409 and Section 62-5-411.
- 27. SB 2429 by \*McNally** (\*HB 2404 by \*Ragan)  
Short Term Loans and Lenders - As introduced, adds Anderson County to list of counties requiring pawnshops to maintain computer records of all transactions of goods sold and pledged. - Amends TCA Title 45, Chapter 6.
- 28. \*SB 2943 by \*Norris** (HB 3157 by \*DeBerry J)  
Insurance, Health, Accident - As introduced, states that coverage made available in plans under the Memphis Plan Act of 1991 shall constitute minimum essential health coverage for purposes of compliance with certain federal minimum coverage requirements. - Amends TCA Title 56, Chapter 7.
- 29. SB 2944 by \*Norris, Tracy** (\*HB 2974 by \*McCormick, Haynes, Dunn, Dean, Ramsey, Sargent)  
Housing - As introduced, exempts certain residential real estate held by LLCs and limited partnerships as extended low-income housing commitments from property taxes. - Amends TCA Title 67.
- 30. SB 1864 by \*Overbey** (\*HB 1570 by \*Swann)  
Short Term Loans and Lenders - As introduced, requires all pawnbrokers to take thumbprint of any person pledging property at a pawnshop; requires pawnbrokers to require state or federal photo identification card of anyone pawning property and photocopy such identification. - Amends TCA Title 45, Chapter 6, Part 2.

**31. SB 2871 by \*Southerland (\*HB 3030 by \*Hawk)**

Public Works Projects - As introduced, increases threshold for public works that require a registered architect, registered engineer, or registered landscape architect from \$25,000 to \$150,000; increases the \$150,000 amount by CPI every odd-numbered year. - Amends TCA Title 62, Chapter 2.

**32. SB 3264 by \*Tate, Ketron (\*HB 3472 by \*Todd)**

Sports - As introduced, revises the Tennessee Athletic Commission Act of 2008. - Amends TCA Title 68, Chapter 115.

**33. \*SB 3589 by \*Tate (HB 3781 by \*Naifeh, Hardaway, Dean, McCormick, Favors, Brown, Gotto, Eldridge, Holt, Halford, Parkinson, Shaw, White, Montgomery, Brooks H, Todd, Armstrong, Miller L, Towns, Maggart, Wirgau, Shepard, Harrison, Alexander, Lollar, Camper, Shipley, Sargent, Forgety, Cobb , Matheny, Ragan, Williams K, Haynes, Williams R, McDaniel, Swann, McDonald, Stewart, Richardson, Turner J, DeBerry L, Rich)**

Insurance Companies, Agents, Brokers, Policies - As introduced, allows a charitable organization to calculate reserves using the Annuity 2000 Mortality Table and other interest assumption, or other mortality table; allows organization to maintain a separate Tennessee account; allows the commissioner to designate a later time for the organization to submit an audited report. - Amends TCA Title 56, Chapter 52.

**34. SB 2496 by \*Tracy, Ketron (\*HB 2612 by \*Brooks H, Hardaway, Campbell, Fitzhugh, Shaw, Miller L, Evans, Parkinson, Elam)**

Business and Commerce - As introduced, enacts the "Small Business Incentive Act." - Amends TCA Title 4; Title 8; Title 12; Title 48; Title 50 and Title 67.

**35. SB 3055 by \*Tracy, Ketron (\*HB 2467 by \*Carr)**

Immigration - As introduced, clarifies that a tax form, as such term is used in the part, means any form issued by the United States internal revenue service. - Amends TCA Title 50, Chapter 1, Part 7.

**36. SB 1338 by \*Watson (\*HB 0569 by \*Dennis, Favors)**

Physicians and Surgeons - As introduced, regulates the activities of radiology benefit managers with respect to orders or recommendations of treating physicians. - Amends TCA Title 56 and Title 63.

**37. \*SB 2292 by \*Watson (HB 2439 by \*Dean, Hurley)**

Financial Responsibility Law - As introduced, allows law enforcement and county clerks to electronically verify insurance status of any vehicle; provides that a valid insurance coverage indicator on the vehicle's electronic record shall be acceptable evidence of insurance in lieu of an officer requesting other types of evidence; prohibits issuance or renewal of title or registration unless insurance coverage is electronically verified. - Amends TCA Title 55, Chapter 12; Title 55, Chapter 3; Title 55, Chapter 4 and Title 56.

**38. SB 2645 by \*Yager (\*HB 2768 by \*Keisling)**

Herbal Products and Natural Foods - As introduced, prohibits harvesting wild ginseng outside of wild ginseng harvest season from any land not owned by such person, and removes present intent that such harvesting be for the purpose of sale or export. - Amends TCA Title 70, Chapter 8, Part 2.

**SENATE**  
**COMMERCE, LABOR & AGRICULTURE**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**1:30 PM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**JOHNSON (R) CHAIRMAN**  
**FAULK (R) VICE CHAIRMAN**  
**BURKS (D) SECRETARY**

BEAVERS (R)  
GRESHAM (R)  
SOUTHERLAND (R)

STEWART (D)  
TATE (D)  
TRACY (R)

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**REGULAR CALENDAR 2**

1. **\*SB 3300 by \*Barnes** (HB 3658 by \*Stewart)  
Insurance Companies, Agents, Brokers, Policies - As introduced, authorizes an insurer who offers a voluntary wellness program to accept a physician's statement that a plan member has a medical condition making the member's participation unreasonably difficult or medically inadvisable. - Amends TCA Title 56.
2. **\*SB 3301 by \*Barnes** (HB 3659 by \*Stewart)  
Consumer Protection - As introduced, allows the commissioner of commerce and insurance to provide, upon request, a list of acceptable corporate sureties from whom a health club may obtain the required surety bond. - Amends TCA Title 47, Chapter 18.
3. **\*SB 2155 by \*Berke** (HB 2307 by \*Fitzhugh)  
Public Funds and Financing - As introduced, enacts the "Tennessee Linked Deposit Act." - Amends TCA Section 4-29-236; Title 9 and Title 45.
4. **\*SB 2522 by \*Berke** (HB 2784 by \*Fitzhugh, Naifeh, Pitts)  
Employees, Employers - As introduced, enacts the "Lifelong Learning Accounts Act of 2012." - Amends TCA Title 4.
5. **\*SB 0270 by \*Berke, Finney L** (HB 1824 by \*Fitzhugh)  
Consumer Protection - As introduced, creates a rebuttable presumption that price-gouging has been committed in certain situations. - Amends TCA Title 47, Chapter 18, Part 51.



- 6. SB 3561 by \*Berke, Crowe (\*HB 2788 by \*McDonald, Dean)**  
Safety - As introduced, requires certain persons who install and maintain elevators to be licensed. - Amends TCA Title 68, Chapter 121.
- 7. \*SB 0401 by \*Campfield (HB 0599 by \*Casada)**  
Labor - As introduced, requires certain political activities by labor organizations be funded separately through voluntary donations of members and not through regularly collected dues. - Amends TCA Title 50, Chapter 1.
- 8. SB 3537 by \*Crowe (\*HB 2884 by \*Fitzhugh)**  
Funeral Directors and Embalmers - As introduced, increases the range of fines from \$100-\$500 to \$500-\$1,000 for any person who fails to place concise wording describing the material used to make a receptacle or container used for burial, entombment or other final disposition of a human body or remains. - Amends TCA Title 32; Title 47; Title 62, Chapter 5 and Title 68.
- 9. SB 3547 by \*Crowe (\*HB 3302 by \*Hill)**  
Food and Food Products - As introduced, authorizes the sale of food and food products cooked or produced in a home kitchen if vendor has a sign announcing that a home kitchen was the source of such food or food products. - Amends TCA Title 53, Chapter 8, Part 1.
- 10. SB 2990 by \*Faulk (\*HB 3110 by \*Campbell)**  
Immigration - As introduced, clarifies that a tax form, as such term is used in the part, means any form issued by the United States internal revenue service. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 12; Title 39; Title 40 and Title 50.
- 11. SB 3137 by \*Faulk (\*HB 3338 by \*Faison)**  
Trusts - As introduced, includes "persons" in definition of "family member" for purposes of determining which family members a private trust can do business with while maintaining exemptions from the Banking Act. - Amends TCA Title 45, Chapter 2, Part 20.
- 12. SB 3441 by \*Faulk (\*HB 3437 by \*Haynes)**  
Professions and Occupations - As introduced, makes it unlawful for a partnership to advertise or claim to be licensed or bonded to perform services unless required by law. - Amends TCA Title 62.
- 13. \*SB 3442 by \*Faulk (HB 3817 by \*Johnson P)**  
Insurance, Health, Accident - As introduced, authorizes transfer risk from health insurers to providers and provider networks. - Amends TCA Title 56.

- 14. SB 3461 by \*Faulk (\*HB 3619 by \*Holt)**  
Agriculture, Dept. of - As introduced, requires commissioner to post and keep current on the department's web site statistics and other information relative to Tennessee's equine industry compiled by the department. - Amends TCA Title 39, Chapter 14; Title 43, Chapter 1; Title 44 and Title 53, Chapter 7.
- 15. SB 2498 by \*Finney L (\*HB 2596 by \*McDonald)**  
Banks and Financial Institutions - As introduced, enforces the Financial Records Privacy Act by criminalizing an unauthorized disclosure by a financial institution or financial institution's agent. - Amends TCA Title 45 and Title 47.
- 16. SB 3273 by \*Finney L (\*HB 3444 by \*Eldridge, Shaw, Sanderson, Halford)**  
Corporations, For Profit - As introduced, increases the number of people necessary to apply for the incorporation of an industrial development board or corporation from three to five. - Amends TCA Title 7; Title 9 and Title 13.
- 17. SB 3286 by \*Harper (\*HB 3415 by \*Williams K)**  
Agriculture, Dept. of - As introduced, requires retail food establishments to post inspection reports in a conspicuous manner. - Amends TCA Title 43, Chapter 1 and Title 53, Chapter 8.
- 18. \*SB 2884 by \*Haynes (HB 3194 by \*Stewart)**  
Consumer Protection - As introduced, revises disclosures required and cancellation provisions relative to time-shares and prohibits certain advertisements. - Amends TCA Title 66, Chapter 32.
- 19. SB 1296 by \*Johnson (\*HB 0730 by \*Casada, White, Maggart)**  
Housing - As introduced, creates the "Tennessee Home Construction Jobs Development Act." - Amends TCA Title 7, Chapter 60 and Title 13, Chapter 23.
- 20. SB 2481 by \*Johnson (\*HB 2457 by \*Gotto)**  
Real Property - As introduced, requires sellers of residential property to disclose to buyer, prior to entering into a contract, whether a wildlife management area is located within 300 feet of the property line. - Amends TCA Title 66 and Title 70.
- 21. \*SB 3070 by \*Johnson, Ketron (HB 3459 by \*Dennis)**  
Business Organizations - As introduced, revises the Tennessee Business Corporation Act. - Amends TCA Title 48.

- 22. SB 3298 by \*Johnson (\*HB 3426 by \*Sexton)**  
Utilities, Utility Districts - As introduced, extends certain provisions regarding financially distressed utility districts to public utilities subject to TRA jurisdiction. - Amends TCA Title 7, Chapter 82.
- 23. SB 3315 by \*Johnson (\*HB 3372 by \*White)**  
Workers Compensation - As introduced, extends time period for advisory council on workers' compensation to provide specified information to the general assembly from 10 days to 14 days. - Amends TCA Title 29; Title 50, Chapter 6 and Title 56.
- 24. SB 2821 by \*Kelsey (\*HB 2924 by \*Sparks)**  
Labor - As introduced, establishes certain public policies for employees under right to work law; provides for employers to post certain notices; provides for certain enforcement responsibilities by the department of labor and workforce development. - Amends TCA Title 50, Chapter 1, Part 2.
- 25. SB 3463 by \*Kelsey (\*HB 3617 by \*Holt)**  
Professions and Occupations - As introduced, exempts non-licensed security professionals who administer and install video surveillance equipment from regulation under the Alarm Contractors Licensing Act. - Amends TCA Title 62.
- 26. \*SB 2596 by \*Ketron (HB 3112 by \*Curtiss)**  
Insurance Companies, Agents, Brokers, Policies - As introduced, exempts certain insurers of commercial risk insurance from filing with the commissioner of commerce and insurance all rates, supplementary rate information, policy forms and endorsements; requires such insurers to place a written disclaimer of such exemption in the policy or application. - Amends TCA Title 56, Chapter 5.
- 27. \*SB 2597 by \*Ketron (HB 3113 by \*Curtiss)**  
Insurance Companies, Agents, Brokers, Policies - As introduced, authorizes an insurer to make, offer, or permit a preference or distinction in certain insurance policies based on membership in certain groups that are actuarially justified and not excessive, inadequate or unfairly discriminatory; authorizes the commissioner of commerce and insurance to examine such insurers for compliance. - Amends TCA Section 56-5-315 and Title 56, Chapter 8.
- 28. \*SB 2830 by \*Ketron (HB 3806 by \*White, Womick, Maggart)**  
Workers Compensation - As introduced, applies the Governmental Tort Liability Act to certain government entities for workers' compensation purposes. - Amends TCA Title 29, Chapter 20; Title 49, Chapter 5 and Title 50, Chapter 6.

- 29. SB 3676 by \*Kyle (\*HB 3351 by \*Miller L)**  
Labor and Workforce Development, Dept. of - As introduced, allows the department no more than 90, instead of 60, days to conduct a show cause hearing for the employer to demonstrate the employer's failure to secure payment of compensation. - Amends TCA Title 4, Chapter 3, Part 14 and Title 50, Chapter 6, Part 4.
- 30. SB 3677 by \*Kyle (\*HB 3352 by \*Miller L)**  
Financial Institutions, Dept. of - As introduced, decreases the amount of time for the commissioner to report to the governor after the end of a calendar year from 60 to 45 days. - Amends TCA Title 45.
- 31. SB 1061 by \*Marrero (\*HB 1162 by \*Favors)**  
Insurance, Health, Accident - As introduced, requires health insurance entities to reimburse certain costs to insured when coverage is unreasonably denied. - Amends TCA Title 56.
- 32. SB 2993 by \*Marrero (\*HB 3189 by \*Stewart)**  
Banks and Financial Institutions - As introduced, requires persons licensed under the Deferred Presentment Services Act to file annual reports of certain information with the commissioner of financial institutions by October 1 of each year instead of September 1. -
- 33. SB 2994 by \*Marrero (\*HB 3188 by \*Stewart)**  
Banks and Financial Institutions - As introduced, increases from \$1,000 to \$2,000 the amount of civil penalty that the commissioner of financial institutions may assess for each transaction in violation, or each day that a violation occurs, of the Deferred Presentment Services Act. - Amends amend TCA.
- 34. SB 2995 by \*Marrero (\*HB 3187 by \*Stewart)**  
Banks and Financial Institutions - As introduced, increases from \$500 to \$1,000 the license fee for any person engaging in the business of deferred presentment services in this state. -
- 35. \*SB 3418 by \*Marrero (HB 3680 by \*Towns)**  
Gas, Petroleum Products, Volatile Oils - As introduced, requires truck stops to remove abandoned tires from their property within 24 hours. - Amends TCA Title 68, Chapter 211, Part 8.
- 36. SB 3429 by \*Massey (\*HB 3494 by \*Casada)**  
Fireworks - As introduced, exempts from local regulation of fireworks the sale and use of fireworks and certain novelty non-explosive devices; prohibits local governments from prohibiting the sale of certain items. - Amends TCA Title 68, Chapter 104, Part 1.

**37. SB 3193 by \*Massey (\*HB 3299 by \*Dunn)**

Short Term Loans and Lenders - As introduced, requires pawnbrokers to file their daily transaction reports with the appropriate law enforcement agencies within the same timeframe as is currently required for the daily transaction reports of scrap jewelry and metal dealers. - Amends TCA Title 38, Chapter 1, Part 2 and Title 45, Chapter 6, Part 2.

**38. \*SB 3396 by \*Massey, McNally (HB 3823 by \*Dunn)**

Professions and Occupations - As introduced, requires scrap jewelry and metal dealers to have a computer system in operation to log certain information if so requested by a law enforcement agency; requires such dealers to photograph their inventory and retain such photographs for two years. - Amends TCA Title 38, Chapter 1, Part 2.

**39. \*SB 3397 by \*Massey, McNally (HB 3822 by \*Carr)**

Short Term Loans and Lenders - As introduced, requires pawnbrokers to have a computer system in operation to log certain information if so requested by a law enforcement agency; to photograph their inventory and retain such photographs for two years; and to take certain thumbprints from the pledgor. - Amends TCA Title 4; Title 39 and Title 45, Chapter 6, Part 2.

**40. \*SB 3217 by \*McNally (HB 3602 by \*Sargent)**

Public Funds and Financing - As introduced, changes requirements for federal home loan banks in regard to the issuance of letters of credit as eligible collateral for public funds to require that the banks be rated "investment grade" by at least one nationally recognized securities rating service instead of being rated in the highest category by at least two nationally recognized securities rating services. - Amends TCA Section 9-4-103(9)(A).

**41. SB 2206 by \*Norris (\*HB 2344 by \*McCormick, Wirgau)**

Economic and Community Development - As introduced, clarifies purposes of FastTrack programs; requires certain reports be submitted to secretary of state; revises other provisions governing The Tennessee Job Growth Act of 2005. - Amends TCA Section 4-3-715; Section 4-3-716 and Section 4-3-717.

**42. \*SB 2912 by \*Overbey (HB 3275 by \*Harrison)**

Corporations, For Profit - As introduced, extends the attorney general and reporter's deadline of objection for any proposed public benefit hospital conveyance transaction from 45 days to 60 days and provides an additional 45-day extension to review and consider the transaction. - Amends TCA Title 48, Chapter 68.

- 43. \*SB 2916 by \*Overbey** (HB 3300 by \*Fitzhugh, Forgety)  
Funeral Directors and Embalmers - As introduced, establishes priority of right to the disposition of human remains and limits certain liability of funeral establishments and funeral directors. - Amends TCA Title 32; Title 47; Title 62, Chapter 5 and Title 68.
- 44. SB 2923 by \*Overbey** (\*HB 2808 by \*Dennis)  
Workers Compensation - As introduced, clarifies that either party in a worker's compensation dispute may bring suit in the county in which the employee resided at the time of the injury, revising current law's requirement that it be the county where the employee resides, when issues remain after the benefit review conference. - Amends TCA Title 50.
- 45. SB 3233 by \*Overbey** (\*HB 3396 by \*Swann)  
Industrial Development - As introduced, includes land, improvements, and machinery used or suitable for use in the production, treatment, processing, or transportation of biofuels and other similar products in the definition of "project" under the provisions governing projects by industrial development corporations. - Amends TCA Title 7, Chapter 53.
- 46. SB 3404 by \*Overbey, Ketron** (\*HB 3566 by \*White)  
Auditing - As introduced, requires qualified TNInvestco entities to prepare and report financial statements to the state on the same basis of accounting under which the qualified TNInvestco files its federal income tax returns; provides that such financial statements shall not be based on generally accepted accounting principles (GAAP). - Amends TCA Section 4-28-110 and Section 8-4-116.
- 47. SB 2754 by \*Southerland** (\*HB 2671 by \*Faison)  
Employees, Employers - As introduced, clarifies that the requirement for the distribution to servers of service charges or gratuities automatically added to a bill does not apply to charges or fees paid by guests to stay at a guest ranch. - Amends TCA Title 50, Chapter 2, Part 1.
- 48. SB 3445 by \*Southerland** (\*HB 2927 by \*Sparks)  
Short Term Loans and Lenders - As introduced, limits the ability of a title pledge lender to assess and collect, as reimbursement, a charge for repossession of a vehicle that is the subject of a title pledge agreement. - Amends TCA Section 45-15-111.

**49. \*SB 3452 by \*Southerland (HB 3792 by \*Carr)**

Funeral Directors and Embalmers - As introduced, clarifies that every person desiring to engage in the practice or business of embalming, not previously licensed in this state, must make application to the board of funeral directors and embalmers along with a nonrefundable fee; clarifies that the operator of a crematory facility must obtain a permit for cremation of human remains prior to performing a cremation. - Amends TCA Title 62, Chapter 5.

**50. SB 1985 by \*Stewart, Beavers, Faulk (\*HB 1087 by \*Casada)**

Insurance, Health, Accident - As introduced, mandates that any insurer that provides health insurance coverage for cancer chemotherapy treatment must provide coverage for a prescribed, orally administered anticancer medication used to kill or slow the growth of cancerous cells. - Amends TCA Title 56.

**51. SB 3502 by \*Tate (\*HB 3581 by \*Carr)**

Professions and Occupations - As introduced, requires the commissioner of commerce and insurance to maintain a registry of current locksmiths and any disciplinary actions against them on the department's web site. - Amends TCA Title 62, Chapter 11.

**52. SB 3506 by \*Tate (\*HB 3639 by \*Haynes)**

Employees, Employers - As introduced, redefines "employee" under the Tennessee Lawful Employment Act to mean "any Tennessee resident" instead of "any individual"; requires employers who enroll in E-Verify to use such program; changes date by which certain employers must comply with certain provisions of the Act from January 1, 2013 to January 1, 2014. - Amends TCA Title 50, Chapter 1.

**53. \*SB 2492 by \*Tracy, Ketron (HB 2639 by \*Watson, Gotto)**

Codes - As introduced, prohibits sprinkler requirements in local building codes in one-family and two-family dwellings. - Amends TCA Section 68-120-101.

**54. SB 2811 by \*Tracy (\*HB 2608 by \*Brooks K)**

Short Term Loans and Lenders - As introduced, requires certain pawnbrokers and scrap jewelry and metal dealers to be bonded. - Amends TCA Title 38 and Title 45.

**55. \*SB 2895 by \*Tracy (HB 3246 by \*Matheny)**

Professions and Occupations - As introduced, increases from three years to four years the amount of time a scrap metal dealer must maintain records of scrap metal transactions on site and available for inspection. - Amends TCA Title 62.

**56. SB 2207 by \*Norris, Watson (\*HB 2345 by \*McCormick, Brooks K)**

Public Records - As introduced, classifies as confidential the due diligence materials submitted by a company to the department of economic and community development; confidentiality applies until such time as the provider of the material no longer requires its confidentiality. - Amends TCA Section 4-3-730.

**57. \*SB 2964 by \*Yager (HB 3176 by \*Swann, Ramsey)**

Unemployment Compensation - As introduced, includes service performed by election officials and election workers receiving over \$1,000 in remuneration in definition of excluded service. - Amends TCA Title 50, Chapter 7.



**SENATE**  
**JUDICIARY**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**3:30 PM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**BEAVERS (R) CHAIRMAN**  
**OVERBEY (R) VICE CHAIRMAN**  
**BELL (R) SECRETARY**

**BARNES (D)**  
**CAMPFIELD (R)**  
**FORD (D)**

**KELSEY (R)**  
**MARRERO (D)**  
**YAGER (R)**

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**PRESENTATION**

**Advisory Commission on Rules of Practice and Procedure**  
**James M. Doran, Jr., Chairman**  
**Lee Ramsey, Reporter**

- 1. SR 0078 by \*Beavers**  
Court Rules - Approves amendments and revisions to Tennessee rules of civil procedure. -
- 2. SR 0079 by \*Beavers**  
Court Rules - Approves amendments and revisions to Tennessee rules of criminal procedure. -
- 3. SR 0080 by \*Beavers**  
Court Rules - Approves amendments and revisions to Tennessee rules of appellate procedure. -
- 4. SR 0081 by \*Beavers**  
Court Rules - Approves amendments and revisions to Tennessee rules of evidence. -
- 5. SR 0082 by \*Beavers**  
Court Rules - Approves amendments and revisions to Tennessee rules of juvenile procedure. -

**6. \*SB 3101 by \*Norris, Ketron (HB 3717 by \*McCormick, Elam)**

Tort Liability and Reform - As introduced, provides that the damages that may be awarded in a health care liability action in which liability is admitted or established, are subject to the "Tennessee Civil Justice Reform Act of 2011." - Amends TCA Section 7-57-502; Section 8-42-101; Section 8-21-401; Section 9-8-307; Section 10-7-504; Section 28-3-104; Section 29-26-118; Section 29-26-119; Section 29-26-120; Section 29-26-121; Section 29-26-122; Section 29-26-202; Section 29-20-310; Section 29-26-115; Section 29-26-116; Section 29-26-117; Section 37-5-314; Section 56-3-111; Section 56-30-115; Section 56-31-114; Section 56-32-110; Section 56-32-130; Section 56-54-101; Section 56-54-102; Section 56-54-103; Section 56-54-104; Section 56-54-105; Section 56-54-106; Section 56-7-1001; Section 56-7-101; Section 56-7-115; Section 56-8-104; Section 56-13-104; Section 56-19-125; Section 56-2-201; Section 56-27-115; Section 61-1-306; Section 62-3-121; Section 63-25-110; Section 63-27-112; Section 63-3-119; Section 63-30-111; Section 63-31-109; Section 63-4-114; Section 63-5-124; Section 63-51-105; Section 63-51-111; Section 63-51-117; Section 63-6-214; Section 63-6-219; Section 63-6-221; Section 63-6-234; Section 63-8-120; Section 63-9-111; Section 63-9-117; Section 63-11-215; Section 63-12-124; Section 63-13-209; Section 63-23-108; Section 68-140-311; Section 68-140-511 and Section 68-11-223.

**7. SB 3635 by \*Roberts (\*HB 3398 by \*Maggart)**

Sexual Offenders - As introduced, provides that the conveyance of real or personal property of a sexual offender used to violate a provision of the sex offender registry is subject to forfeiture if the victim was a minor. - Amends TCA Title 39, Chapter 13, Part 5.

**8. SB 3637 by \*Roberts (\*HB 3320 by \*Sparks, Womick, Sanderson)**

Firearms and Ammunition - As introduced, permits a county or municipal correctional officer to carry a firearm if the officer has completed POST firearms training and is authorized to carry by the sheriff. - Amends TCA Title 5; Title 6; Title 7; Title 8; Title 38 and Title 39, Chapter 17.

**9. \*SB 3084 by \*Berke (HB 3334 by \*Fitzhugh)**

Remedies and Special Proceedings - As introduced, removes requirement of separately considering the vicarious liability for noneconomic damages of a defendant and the liability of an agent, employee or representative of the defendant. - Amends TCA Title 29, Chapter 39.

**10. \*SB 0562 by \*Berke (HB 1706 by \*Stewart)**

Criminal Procedure - As introduced, provides that court or jury may take into consideration the defendant's personal income and ability to pay when determining the amount of criminal fine to assess, if any. - Amends TCA Title 40, Chapter 35, Part 3.

- 11. \*SB 2557 by \*Ketron** (HB 2891 by \*Watson, Miller D)  
Financial Responsibility Law - As introduced, limits the noneconomic damages a person may recover in a car accident if that person owns or operates a vehicle without financial responsibility. - Amends TCA Title 29; Title 39; Title 55, Chapter 12 and Title 56, Chapter 7.
- 12. \*SB 3002 by \*Faulk, Gresham, Beavers, Summerville** (HB 3560 by \*Bass, Evans, Eldridge, Faison, Weaver, Matheny, Pody, Wirgau, Tidwell, Holt, Floyd, Shipley, Ragan, Campbell, Butt, Keisling, Windle, Halford, Hill, Sanderson, Casada, Parkinson, Swann, Lollar, Alexander, Hall, Gotto, Ford, Forgety, Rich)  
Firearms and Ammunition - As introduced, prevents employers and landowners from prohibiting individuals licensed to carry from storing guns in locked, personal vehicles. - Amends TCA Title 39 and Title 40.
- 13. SB 3443 by \*Faulk** (\*HB 3589 by \*Elam, Eldridge, Weaver, Casada, Powers)  
Litter Control - As introduced, authorizes municipal courts to exercise jurisdiction and impose penalties for littering violations adopted pursuant to TCA 39-14-503. - Amends TCA Title 16, Chapter 18 and Title 39, Chapter 14, Part 5.
- 14. \*SB 3642 by \*Faulk, Ramsey, Ketron** (HB 3700 by \*Dennis)  
Criminal Procedure - As introduced, clarifies that a defendant cannot get records expunged if convicted of an offense other than the charged offense or convicted of one offense in a multi-count indictment, including lesser included offenses. - Amends TCA Title 40, Chapter 32, Part 1.
- 15. SB 2619 by \*Faulk** (\*HB 2441 by \*Dean)  
Criminal Procedure - As introduced, eliminates the 72-hour time period restriction on determinations concerning good cause where the surrender is based on a conditional or final judgment of forfeiture issued by the court. - Amends TCA Section 40-11-137.
- 16. \*SB 2671 by \*Faulk, Ramsey, Overbey, Tracy, Johnson, Ketron** (HB 2935 by \*Dennis, McCormick, Matheny, Casada, Camper, Maggart, Rich, Lundberg, Faison, Brooks H, Coley)  
Judges and Chancellors - As introduced, terminates the court of the judiciary and replaces it with a 16-person board of judicial conduct and changes the burden of proof to investigate a judge to probable cause that misconduct occurred from substantial likelihood that it did. - Amends TCA Title 4, Chapter 29 and Title 17, Chapter 5.
- 17. SB 2997 by \*Marrero** (\*HB 2853 by \*Maggart, Hurley, Hardaway, Floyd, White)  
Sexual Offenders - As introduced, adds the offense of promoting prostitution to the list of sexual offenses requiring registration under the sex offender registry and adds second offense promoting prostitution to the list of violent sexual offenses. - Amends TCA Title 40, Chapter 39, Part 2.

- 18. \*SB 2368 by \*Marrero , Harper** (HB 2488 by \*Coley, Hurley, Cooper B, Maggart, Camper, Weaver, Favors, Jones S, Floyd, Sparks, Brown, Todd, Swann, Gilmore, Richardson)  
Criminal Offenses - As introduced, enhances the penalty for involuntary labor servitude where the victim was under age 13 and adds means by which the crime is possible. - Amends TCA Title 39, Chapter 13 and Title 40.
- 19. SB 2371 by \*Marrero , Harper, Summerville** (\*HB 2493 by \*Coley, Jones S, Floyd, Sparks, Maggart, Swann, Todd, Brown, Gilmore, Richardson, Sontany)  
Criminal Offenses - As introduced, creates the offense of trafficking for commercial sex acts and describes acts that constitute the crime. -
- 20. \*SB 2590 by \*Marrero** (HB 2823 by \*Coley, McCormick, Floyd, Sparks, Brown, Todd, Swann, Maggart, Jones S, Gilmore, Sontany)  
Criminal Offenses - As introduced, grants immunity from prosecution of prostitution where a person is a victim of involuntary labor servitude, sexual servitude, or where the person is a victim as defined under the federal Trafficking Victims Protection Act. - Amends TCA Title 39 and Title 40.
- 21. \*SB 2862 by \*Barnes** (HB 3193 by \*Stewart)  
Drugs, Over the Counter - As introduced, provides certain penalties for any person or entity selling or introducing certain synthetic drugs as products and labeling such drugs for a use that the person or entity knows or reasonably should know will not be the intended use. - Amends TCA Title 39; Title 40 and Title 47, Chapter 18.
- 22. \*SB 2569 by \*Barnes** (HB 2744 by \*Pitts, Hurley)  
Child Custody and Support - As introduced, amends the Criminal Injuries Compensation Fund to provide an attachment or lien on the judgment to satisfy child support arrearages. - Amends TCA Title 29, Chapter 13.
- 23. SB 2956 by \*Barnes** (\*HB 3069 by \*DeBerry J)  
Courts, Juvenile - As introduced, makes various changes to expunction of court files and records in juvenile court cases, allows unruly juveniles to petition for expunction of court files and records, and extends expunction to other scientific methods of establishing identity. - Amends TCA Section 37-1-155; Section 37-1-153 and Section 40-32-101.
- 24. SB 2957 by \*Barnes** (\*HB 3071 by \*DeBerry J)  
Children - As introduced, states that training for guardians ad litem shall include early childhood, child and adolescent development provided by a qualified professional; requires permanency hearings for children in foster care to be held within 12 months of previous permanency hearing. - Amends TCA Section 37-1-149; Section 37-2-409 and Section 37-1-129.

- 25. SB 2958 by \*Barnes (\*HB 3070 by \*DeBerry J)**  
Children - As introduced, requires petitions in juvenile court cases to list the legal parents and any persons alleged to be the biological father of the child; requires a copy of the summons in such cases be sent to the legal parents and any persons alleged to be the biological father of the child. - Amends TCA Section 37-1-121 and Section 37-1-120.
- 26. \*SB 2769 by \*Barnes (HB 3055 by \*Johnson C)**  
Courts, Circuit - As introduced, authorizes collection of criminal court fines, costs and litigation taxes in same manner as civil debt. - Amends TCA Title 20 and Title 40.
- 27. SB 2844 by \*Barnes (\*HB 2188 by \*Johnson C)**  
Child Custody and Support - As introduced, clarifies definitions that apply to parents in the armed forces seeking modification of orders concerning parenting. - Amends TCA Title 36.
- 28. SB 2392 by \*Bell (\*HB 2417 by \*Watson)**  
Criminal Offenses - As introduced, requires that a law enforcement officer obtain a subpoena prior to placing an electronic tracking device on a vehicle for criminal investigation purposes. - Amends TCA Title 39 and Title 40.
- 29. \*SB 2510 by \*Bell (HB 2812 by \*Dean)**  
Bail, Bail Bonds - As introduced, requires persons who have previously failed to appear in court as scheduled to post money or real estate as security for a bail bond. - Amends TCA Section 40-11-104.
- 30. \*SB 3652 by \*Bell, Ramsey, Ketron (HB 3691 by \*Dennis)**  
Judges and Chancellors - As introduced, requires speakers to appoint all nine members of the judicial evaluation commission since the judicial council no longer exists. - Amends TCA Title 17, Chapter 4, Part 2.
- 31. SB 2200 by \*Norris, Bell (\*HB 2338 by \*McCormick, Brooks K)**  
Child Custody and Support - As introduced, revises provisions governing placement of child outside the care of the child's parent or guardian by a court order as grounds for the initiation of the termination of parental rights. - Amends TCA Section 36-1-113.
- 32. \*SB 2697 by \*Bell (HB 2890 by \*Watson)**  
Drug and Alcohol Rehabilitation - As introduced, provides that a person is eligible for drug court if the person has been charged with but not convicted of a violent felony or does not have a pattern of convictions for violent misdemeanors. - Amends TCA Title 16, Chapter 22, Part 1.

- 33. \*SB 2438 by \*Finney L (HB 2733 by \*Pitts)**  
Sexual Offenses - As introduced, increases from \$1,500 to \$2,000 the fine that may be imposed for a third or subsequent public indecency offense. - Amends TCA Title 39, Chapter 13 and Title 39, Chapter 17.
- 34. \*SB 2439 by \*Finney L (HB 2732 by \*Pitts)**  
Sexual Offenders - As introduced, requires the TBI to report sexual offender registration and certain related information to the FBI "within 48 hours of receiving such information" instead of "promptly." - Amends TCA Title 40, Chapter 39.
- 35. SB 2688 by \*Crowe (\*HB 2654 by \*Watson)**  
Bail, Bail Bonds - As introduced, authorizes the suspension or withholding of approval of a professional bondsman if such bondsman was convicted of the equivalent of a Class A misdemeanor in any state. - Amends TCA Section 40-11-125.
- 36. SB 2656 by \*Crowe (\*HB 2787 by \*Campbell)**  
Sentencing - As introduced, provides that a person who is convicted of an offense involving a motor vehicle that injures or kills two or more first responders who are acting in the line of duty at the scene of or in route to or from an accident or medical emergency must serve any sentences received consecutively rather than concurrently. - Amends TCA Section 40-35-115.
- 37. SB 2253 by \*Norris, Yager, Crowe (\*HB 2391 by \*McCormick, Matheny)**  
Drugs, Prescription - As introduced, enacts the "Tennessee Prescription Safety Act of 2012." - Amends TCA Title 53, Chapter 10, Part 3; Title 53, Chapter 11, Part 3; Title 53, Chapter 11, Part 4 and Title 63, Chapter 1, Part 3.
- 38. SB 2123 by \*Overbey, Ketron, Norris, Southerland (\*HB 2162 by \*Shipley, Hurley, Powers, Keisling, Forgety, Sparks)**  
Criminal Offenses - As introduced, enacts the "Caylee Anthony Act." - Amends TCA Title 37; Title 38; Title 39 and Title 40.
- 39. SB 2913 by \*Overbey (\*HB 2749 by \*Shipley, Maggart, Gotto, Hurley, Faison)**  
DUI Offenses - As introduced, requires judge to order use of functioning ignition interlock system if judge grants application for a restricted license following an implied consent violation for refusing to take alcohol test. - Amends TCA Title 55, Chapter 10, Part 4.
- 40. SB 2914 by \*Overbey (\*HB 2752 by \*Shipley, Hurley, Maggart, Gotto)**  
DUI Offenses - As introduced, clarifies that a person may be compelled to submit to an alcohol test under the implied consent law by other provisions of law, court order or search warrant. - Amends TCA Title 55, Chapter 10, Part 4.

- 41. SB 2915 by \*Overbey (\*HB 2750 by \*Shipley, Maggart, Gotto)**  
DUI Offenses - As introduced, expands present law to provide that it is not a defense to a violation of the DUI statute that a person is or was lawfully entitled to use an intoxicant, marijuana, controlled substance, or other drug. - Amends TCA Title 55, Chapter 10, Part 4.
- 42. \*SB 2789 by \*Kelsey (HB 2979 by \*Dennis)**  
Malpractice - As introduced, permits health care providers to use a HIPPA release in potential medical malpractice claims to receive all medical records of the patient filing the claim from other health care providers; authorizes the attorney of the health care provider to receive mental health and drug and alcohol abuse treatment records; and allows the attorney to interview the patient's health care providers to defend the claim. - Amends TCA Section 29-26-121.
- 43. \*SB 2153 by \*Kelsey (HB 3198 by \*Coley)**  
Sentencing - As introduced, adds carjacking and especially aggravated burglary to offenses for which a defendant is required to serve at least 85 percent of the sentence before release eligibility; provides that certain prisoners be released upon turning 65 if they have served 15 consecutive calendar years. - Amends TCA Title 39 and Title 40.
- 44. SB 2822 by \*Kelsey, Marrero , Kyle (\*HB 2966 by \*Coley)**  
Courts, General Sessions - As introduced, clarifies that referees have the power of a trial court and the same authority as the judge directing the case to the referee in Shelby County environmental court. - Amends Chapter 772 of the Public Acts of 1982, as amended.
- 45. \*SB 2141 by \*Kelsey (HB 2810 by \*Dennis)**  
Tort Liability and Reform - As introduced, provides that doctrine of joint and several liability does not apply in civil actions governed by comparative fault except for applicable cases involving the family purpose doctrine. - Amends TCA Title 20, Chapter 6, Part 1 and Title 29, Chapter 11, Part 1.
- 46. SB 2604 by \*Beavers (\*HB 2678 by \*Carr)**  
Bail, Bail Bonds - As introduced, declares a defendant who is unlawfully present in the United States and has committed certain traffic violations to be deemed a risk of flight for bail purposes; authorizes clerks to set bail for such defendants at a higher amount than normally permitted. - Amends TCA Title 39; Title 40 and Title 55.

**47. SB 2350 by \*Beavers** (\*HB 2466 by \*Carr, McManus, Bass, Moore, Curtiss, Matheny, Rich, Faison, Hawk, Johnson P, Brooks K, Sargent, Coley, Watson, Turner M, Fitzhugh, Towns, Evans)

Arrests - As introduced, requires an officer to arrest drivers involved in accidents resulting in serious bodily injury or death when such drivers lack a valid driver license and evidence of financial responsibility; prohibits the issuance of a citation in lieu of arrest in such circumstances. - Amends TCA Title 39; Title 40; Title 55, Chapter 10; Title 55, Chapter 12; Title 55, Chapter 50 and Title 55, Chapter 8.

**48. SB 3018 by \*Beavers** (\*HB 3175 by \*Shipley, Sexton, Halford, Evans, Weaver, Hurley, Butt, Campbell, Turner M, Shepard, Armstrong, Parkinson)

Criminal Offenses - As introduced, implements various procedures concerning controlled substance analogues in the same manner in which those procedures are carried out concerning controlled substances. - Amends TCA Title 4; Title 7; Title 8; Title 10; Title 29; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 49; Title 50; Title 53; Title 55; Title 57; Title 62; Title 63; Title 65; Title 67 and Title 68.

**49. SB 2679 by \*Beavers, Ketron** (\*HB 2834 by \*Rich, Curtiss, Womick)

Criminal Offenses - As introduced, grants immunity for those who report certain injuries in good faith and specifies that the reporting requirement for those injuries is within two business days. - Amends TCA Title 38 and Title 39.



**SENATE**  
**JUDICIARY**  
**COMMITTEE CALENDAR**

**TUESDAY, MARCH 13, 2012**  
**3:30 PM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**BEAVERS (R) CHAIRMAN**  
**OVERBEY (R) VICE CHAIRMAN**  
**BELL (R) SECRETARY**

BARNES (D)  
CAMPFIELD (R)  
FORD (D)

KELSEY (R)  
MARRERO (D)  
YAGER (R)

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**BY SUSPENSION OF SENATE RULE 83(8) ON THE FLOOR BY CHAIRMAN BEAVERS THE FOLLOWING**  
**BILL IS ADDED TO THE CALENDAR**

**ADDENDUM**

**50. SJR 0023 by \*Beavers**

Attorney General and Reporter - Proposes a constitutional amendment to provide for the popular election of the attorney general and reporter for the state. -

# SENATE

## HEALTH AND WELFARE COMMITTEE CALENDAR

**WEDNESDAY, MARCH 14, 2012**

**8:30 AM - LEGISLATIVE PLAZA ROOM 12**

### **COMMITTEE MEMBERS:**

**CROWE (R) CHAIRMAN**

**WATSON (R) VICE CHAIRMAN**

**ROBERTS (R) SECRETARY**

FORD (D)

HENRY (D)

HERRON (D)

MASSEY (R)

MCNALLY (R)

OVERBEY (R)

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- 1. SB 2609 by \*Burks** (\*HB 2684 by \*Williams R, Hensley, White, Hurley, Ragan, Hall)  
Medical Occupations - As introduced, provides immunity to medical doctor or osteopathic physician who makes a report to law enforcement regarding an employee's unauthorized use of the doctor or physician's DEA registration number to write prescriptions. - Amends TCA Title 63, Chapter 9 and Title 63, Chapter 6.
- 2. \*SB 3145 by \*Burks, Marrero** (HB 3579 by \*Jones S, Richardson, DeBerry J, Coley, Shipley, Odom, Turner M, Dennis, Gilmore)  
Hospitals and Health Care Facilities - As introduced, provides that reporting of injury other than those caused by deadly weapon upon a domestic violence or sexual assault on adult who does not wish to give consent to send identifying information to law enforcement to be filled out on forms that provide location and injury information but not name and address of victim. - Amends TCA Title 36 and Title 38.
- 3. SB 2796 by \*Bell** (\*HB 2960 by \*Maggart)  
TennCare - As introduced, revises who shall submit a list of general internist candidates to the speaker of the house to serve on the TennCare pharmacy advisory committee. - Amends TCA Section 71-5-2401.
- 4. SB 2857 by \*Yager** (\*HB 2806 by \*Powers, Ragan, Keisling)  
General Assembly, Directed Studies - As introduced, directs the commissioner of the department of human services to conduct a summer study that will assess the feasibility of more work friendly assistance eligibility and benefits requirements in order to increase workforce participation. - Amends TCA Title 71.

- 5. SB 2587 by \*Yager (\*HB 2724 by \*Ramsey)**  
Drugs, Prescription - As introduced, revises the list of prescribed medication for patients at a pain management clinic. - Amends TCA Title 63, Chapter 1.
- 6. SB 3510 by \*Tate (\*HB 3259 by \*Camper)**  
Pharmacy, Pharmacists - As introduced, defines limited service pharmacy permit as a permit issued by the board to an applicant that wants to provide peritoneal dialysis products for home patients in a setting for services not limited to scope and kind, but to time and conditions under which services are rendered. - Amends TCA Section 63-10-204.
- 7. \*SB 2680 by \*Kelsey (HB 2957 by \*White, McManus)**  
Health Care - As introduced, extends grace period for renewing a certificate to operate a pain management clinic from 90 to 120 days from the expiration date of the former certificate. - Amends TCA Title 63, Chapter 1, Part 3.
- 8. \*SB 2275 by \*Tracy (HB 2558 by \*Sparks, Hensley)**  
Medical Occupations - As introduced, defines the regulations physicians and those working under a physician's supervision must follow when performing cosmetic or aesthetic procedures or treatments. - Amends TCA Title 63.
- 9. \*SB 3375 by \*Stewart (HB 3651 by \*Harmon)**  
Health Care - As introduced, requires that every newborn be tested for lysosomal storage disorders, including Krabbe, Fabry, Gaucher, Pompe, Hurler Syndrome, Niemann-Pick, and others as determined by the department of health as screenings for such become available. - Amends TCA Title 68, Chapter 5.
- 10. \*SB 2161 by \*Campfield (HB 2815 by \*Faison, Powers, Sanderson, Wirgau, Womick, Carr, Eldridge, Sparks)**  
Public Health - As introduced, revises current law to restrict the entities to which the department of health may disburse federal Title X family planning funds to certain public agencies. - Amends TCA Section 68-34-105.
- 11. SB 2580 by \*Campfield (\*HB 2725 by \*Hurley)**  
Welfare - As introduced, requires applicants for TANF benefits to undergo a drug test before receiving such benefits; restricts TANF benefits for positive drug test results under certain circumstances. - Amends TCA Title 4, Chapter 3, Part 12; Title 4, Chapter 3, Part 18 and Title 71.

- 12. \*SB 2583 by \*Campfield** (HB 2807 by \*Dennis)  
Welfare - As introduced, requires the reduction of Temporary Assistance to Needy Families (TANF) payments for parents or caretakers of TANF recipients whose children fail to maintain satisfactory progress in school. - Amends TCA Title 71, Chapter 3, Part 1.
- 13. \*SJR 0078 by \*Watson**  
General Assembly, Directed Studies - Creates a special joint committee to study the feasibility of establishing a system to make certain health-related boards and commissions more autonomous. -
- 14. \*SB 2414 by \*McNally** (HB 2574 by \*Dunn)  
Controlled Substances - As introduced, permits the commissioner of health or certain licensing boards to suspend on an emergency basis the license of a practitioner who is under state or federal indictment involving the sale or dispensing of controlled substances. - Amends TCA Title 63.
- 15. \*SB 2416 by \*McNally** (HB 2568 by \*Dunn)  
Hospitals and Health Care Facilities - As introduced, requires the board for licensing health care facilities to establish a protocol by rule for hospitals, community health centers and clinics to report drug overdoses by January 1, 2013. - Amends TCA Title 63 and Title 68.
- 16. \*SB 0422 by \*Crowe, Tracy** (HB 0440 by \*Hill, Casada)  
Health, Dept. of - As introduced, clarifies the legislative committees designated to receive information concerning TANF and Medicaid. - Amends TCA Title 68.
- 17. SB 2910 by \*Henry** (\*HB 2909 by \*Gilmore, Casada, Gotto)  
Physicians and Surgeons - As introduced, voids contractual restrictions on a physician's right to practice medicine if such physician is employed independently of a bona fide practice purchase and is terminated by an employing entity for reasons other than breach by the employee. - Amends TCA Section 63-6-204 and Section 68-11-205.
- 18. SB 2927 by \*Overbey** (\*HB 2759 by \*Casada)  
Hospitals and Health Care Facilities - As introduced, deletes the requirement that recommendations regarding public needs allowance to the general welfare, health and human resources committee of the senate and to the health and human resources committee of the house be received no later than the second Tuesday in January 2010. - Amends TCA Title 68 and Title 71.

**19. SB 2224 by \*Norris, Watson (\*HB 2362 by \*McCormick, Butt)**

Welfare - As introduced, revises provisions governing eligibility for temporary assistance; makes provision of transportation assistance discretionary instead of mandatory. - Amends TCA Title 71, Chapter 3, Part 1.

**SENATE**  
**ENERGY AND ENVIRONMENT**  
**COMMITTEE CALENDAR**

**WEDNESDAY, MARCH 14, 2012**  
**10:00 AM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**SOUTHERLAND (R) CHAIRMAN**  
**JOHNSON (R) VICE CHAIRMAN**  
**SUMMERVILLE (R) SECRETARY**

BELL (R)  
FAULK (R)  
HERRON (D)

MARRERO (D)  
ROBERTS (R)  
STEWART (D)

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- 1. SB 2902 by \*Finney L (\*HB 3047 by \*Shepard)**  
Parks, Natural Areas Preservation - As introduced, adds retired members of the Tennessee national guard to those who are authorized to receive discounted rates offered by the commissioner of conservation and environment for activities at state parks; requires discounted rates to be posted in a facility if the facility is one to which the rates apply; requires rates to be offered regardless of whether the state operates the facility or the facility is leased to or managed by a private entity. - Amends TCA Section 11-3-121.
- 2. SB 3590 by \*Faulk (\*HB 2776 by \*Matheny, Harwell, McCormick)**  
Wildlife Resources Commission - As introduced, rewrites provisions governing board for the conservation of game, fish and wildlife; replaces wildlife resources commission with wildlife conservation commission. - Amends TCA Title 4; Title 11; Title 43; Title 44; Title 67; Title 69 and Title 70.
- 3. SB 1759 by \*Ketron (\*HB 1572 by \*Swann)**  
Fire Prevention and Investigation - As introduced, requires persons setting fires to woods or other property to give a minimum of three, instead of two, days' notice to adjacent landowners. - Amends TCA Title 11, Chapter 4, Part 8 and Title 68.
- 4. SB 3351 by \*Ketron (\*HB 3292 by \*Wirgau, Tidwell, Dennis)**  
Solid Waste Disposal - As introduced, requires that aluminum dross be disposed of in Class I landfills, prohibits increasing classification of existing landfills located within municipal boundaries to Class I, requires local approval of increases in classification in counties and municipalities. - Amends TCA Title 68.

- 5. SB 3346 by \*Ketron (\*HB 3533 by \*Matheny)**  
Game and Fish Laws - As introduced, authorizes bow fishing for silver carp and authorizes persons who harvest silver carp with archery equipment to sell their catch without possessing a commercial fishing license. - Amends TCA Title 70.
- 6. SB 2852 by \*Yager (\*HB 2977 by \*Matheny)**  
Conservation - As introduced, extends from 60 to 90 days notice requirement for dissolution of county conservation boards by action of the commissioner of environment and conservation. - Amends TCA Title 11.
- 7. SB 3080 by \*Yager (\*HB 2765 by \*Sargent)**  
Real Property - As introduced, authorizes any town, city, county, county with a metropolitan government, the state or any not-for-profit to purchase, preserve, and sell development rights. - Amends TCA Section 13-7-101 and Section 13-7-201.
- 8. \*SB 2127 by \*Bell (HB 2173 by \*Forgety)**  
Game and Fish Laws - As introduced, removes authority of Tennessee wildlife resources commission and TWRA to regulate hunting of wild hogs on private land. - Amends TCA Title 70.
- 9. SB 2393 by \*Bell (\*HB 2434 by \*Weaver)**  
Wildlife Resources Commission - As introduced, creates a vacancy for death, resignation, removal, disqualification, change of residence or persistent absence from meetings without good cause; a vacancy shall be declared if a person fails to attend six or more meetings of the commission in any one year requiring replacement by the appointing authority. - Amends TCA Title 70, Chapter 1, Part 2.
- 10. \*SB 2642 by \*Bell (HB 2819 by \*Faison)**  
Environment and Conservation, Department of - As introduced, transfers jurisdiction of the Off-Highway Vehicle Act from wildlife resources agency to department of environment and conservation. - Amends TCA Title 11; Title 68 and Title 70.
- 11. SB 3184 by \*Bell (\*HB 3014 by \*Tidwell)**  
Environment and Conservation, Department of - As introduced, requires the department to regulate petroleum underground storage tanks only to the extent required by federal law. - Amends TCA Title 68, Chapter 215.
- 12. \*SB 0766 by \*Marrero (HB 1041 by \*Gilmore, Richardson)**  
Environment and Conservation, Department of - As introduced, revises membership of the solid waste disposal control board, the water quality control board, and the air pollution control board. - Amends TCA Title 68 and Title 69.

**13. \*SB 2753 by \*Southerland (HB 3029 by \*Hawk)**

Recycling - As introduced, enacts the "Solid Waste Planning Act of 2012" to require consideration of economic activities concerning recycling when promulgating rules and regulations concerning solid waste and landfills; makes certain other changes and additions to present law concerning recycling. - Amends TCA Title 68, Chapter 211.

**14. \*SB 2879 by \*Southerland (HB 3383 by \*Lollar, Hawk)**

Tennessee Wildlife Resources Agency - As introduced, prohibits the transport of wild-appearing swine into or within the state without appropriate documentation from the department of agriculture. - Amends TCA Title 70, Chapter 4, Part 1.

**15. SB 3453 by \*Southerland (\*HB 3199 by \*Hawk)**

Mining and Quarrying - As introduced, enacts the "Responsible Coal Operators Act of 2012" to authorize the commissioner of environment and conservation to consider past practices when deciding whether to issue, renew or deny a permit issued under the Water Quality Control Act for a coal mine. - Amends TCA Title 59 and Title 69.

**16. SB 3647 by \*Southerland, Ramsey, Ketron (\*HB 3111 by \*Campbell)**

Conservation - As introduced, decreases time county conservation board must organize from 30 days after appointment to 20 days after appointment; allows board to send report of transactions and operations to commissioner electronically. - Amends TCA Title 11 and Title 67.



**SENATE**  
**GOVERNMENT OPERATIONS**  
**COMMITTEE CALENDAR**

**WEDNESDAY, MARCH 14, 2012**  
**11:00 AM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

<b>BELL (R) CHAIRMAN</b>	<b>CROWE (R)</b>	<b>ROBERTS (R)</b>
<b>WATSON (R) VICE CHAIRMAN</b>	<b>KYLE (D)</b>	<b>SUMMERVILLE (R)</b>
<b>HARPER (D) SECRETARY</b>	<b>MASSEY (R)</b>	<b>TATE (D)</b>

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- 1. SB 2249 by \*Norris, Bell (\*HB 2387 by \*McCormick, Brooks K)**  
State Government - As introduced, decreases the size of the board of directors for the Duck River Development Agency from 17 to 12; authorizes the commissioner of environment and conservation to appoint an executive director to carry out the purposes of the Tennessee Heritage Conservation Trust Fund Act of 2005; revises other various provisions governing the structure of certain state agencies, committees, boards and commissions. - Amends TCA Title 4; Title 11; Title 16; Title 37; Title 38; Title 41; Title 49; Title 60; Title 62; Title 63; Title 64; Title 68; Title 69 and Title 71.
- 2. SB 2247 by \*Norris, Faulk (\*HB 2385 by \*McCormick, Marsh)**  
Tennessee Regulatory Authority - As introduced, changes the membership of the authority to be five part-time directors instead of four full-time directors; sets the salaries of such directors; revises other provisions regarding the Authority. - Amends TCA Title 65.
- 3. SB 3508 by \*Tate (\*HB 3201 by \*DeBerry J)**  
Fees - As introduced, authorizes a certain municipality to assess and collect a historic landmark preservation fee for certain purposes; authorizes such municipality to create a board of directors to ensure that the historic landmark is preserved, maintained and improved. - Amends TCA Title 6; Title 13; Title 57 and Title 67.

**SENATE**

**TRANSPORTATION AND SAFETY**

**COMMITTEE CALENDAR**

**WEDNESDAY, MARCH 14, 2012**  
**1:00 PM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

<b>TRACY (R) CHAIRMAN</b>	BARNES (D)	HENRY (D)
<b>SOUTHERLAND (R) VICE CHAIRMAN</b>	BEAVERS (R)	KETRON (R)
<b>YAGER (R) SECRETARY</b>	BERKE (D)	MASSEY (R)

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- 1. SB 2978 by \*Burks (\*HB 2288 by \*Sexton)**  
Special License Plates - As introduced, authorizes each type of new specialty earmarked plates to be personalized so long as no duplicate registration numbers are issued to the same type of plate classification. - Amends TCA Title 55, Chapter 4.
- 2. \*SB 3545 by \*Crowe (HB 3763 by \*Hill)**  
Special License Plates - As introduced, requires hospital specialty license plates to have a 500 plate minimum for issuance and renewal. - Amends TCA Title 55, Chapter 4.
- 3. SB 2038 by \*Ford (\*HB 0196 by \*Gilmore)**  
Driver Licenses - As introduced, extends authority for certain persons in Davidson County whose driver licenses have been suspended for failure to pay fines older than five years to pay outstanding judgment at reduced rate by payment plan over 10-month period. - Amends TCA Section 55-50-502.
- 4. \*SB 2436 by \*Finney L (HB 2589 by \*McDonald)**  
Aircraft and Airports - As introduced, requires airport authorities to have no more than nine commissioners; grandfathers in any authority that has more than nine as of July 1. - Amends TCA Title 42, Chapter 5 and Title 42, Chapter 3.
- 5. \*SB 2455 by \*Finney L, Southerland (HB 2786 by \*Fitzhugh)**  
Traffic Safety - As introduced, requires countdown timers be installed at all intersections with unmanned traffic safety cameras implemented after July 1, 2012. - Amends TCA Section 55-8-198.

- 6. SB 2499 by \*Finney L (\*HB 2591 by \*McDonald)**  
Motor Vehicles - As introduced, authorizes any law enforcement official, instead of only highway patrol officers, to stop and test vehicles for noncompliance with headlamp requirements. - Amends TCA Title 55, Chapter 9.
- 7. \*SB 2778 by \*McNally (HB 3570 by \*Matlock)**  
Highway Signs - As introduced, names segment of S.R. 68 in Monroe County in honor of the late LCpl. Franklin "Frankie" Namon Watson, USMC. -
- 8. SB 3626 by \*Watson (\*HB 2437 by \*Dean, Sparks, Miller L, Sontany)**  
Motor Vehicles - As introduced, exempts motor vehicle dismantlers from obtaining copy of title before purchasing motor vehicle for scrap if the vehicle was manufactured more than 25 years ago. - Amends TCA Title 55, Chapter 17, Part 1 and Title 55, Chapter 3, Part 2.
- 9. \*SB 2955 by \*Barnes, Overbey (HB 3214 by \*Pitts, Montgomery, Johnson C)**  
Special License Plates - As introduced, authorizes issuance of special license plates for honorably discharged Iraqi and Afghanistan veterans on a revenue neutral basis. - Amends TCA Title 55, Chapter 4.
- 10. SB 2678 by \*Beavers (\*HB 2803 by \*Weaver)**  
Highway Signs - As introduced, names segment of U.S. 70 in DeKalb County in honor of the late PFC Billy Gene Anderson. -
- 11. SB 0429 by \*Southerland (\*HB 0429 by \*Hill, Hardaway)**  
Special License Plates - As introduced, authorizes disabled persons who receive special license plates to obtain a decal to affix to such specialty plates; recognizes plates with affixed decals as disabled driver plates. - Amends TCA Title 55, Chapter 21 and Title 55, Chapter 4.
- 12. SB 2237 by \*Norris, Tracy (\*HB 2375 by \*McCormick, Keisling)**  
Safety, Dept. of - As introduced, authorizes department to enter into partnership agreements with nonprofit organizations to promote and support the goals and objectives of the agency. - Amends TCA Title 4, Chapter 3, Part 20.
- 13. \*SB 2617 by \*Tracy (HB 2799 by \*Johnson P)**  
Motor Vehicles - As introduced, inserts an omitted reference to the 10-day period within which an owner of a garage, trailer park or lot must report abandoned vehicles; increases, from 14 to 20 days, the grace period for certain members of the military to renew registrations upon returning to Tennessee after being stationed overseas. - Amends TCA Title 55.

- 14. SB 2807 by \*Tracy (\*HB 3007 by \*Johnson P, Forgety, Harmon, Dean, Tidwell, Hill, Hawk, Ford , Cobb , McDonald, Ramsey, Bass, Shipley, Camper, Weaver, Stewart, Eldridge)**  
Highways, Roads and Bridges - As introduced, revises structure and operation of certain county highway departments. - Amends TCA Title 54, Chapter 7.
- 15. SB 2839 by \*Tracy (\*HB 3023 by \*Dean)**  
Motor Vehicles - As introduced, increases from three to five days wherein the police, or a towing firm with possession of vehicles in the custody of police, must verify ownership of abandoned, immobile or unattended motor vehicles and notify the last registered owner. - Amends TCA Title 55, Chapter 16, Part 1.
- 16. SB 3616 by \*Tracy (\*HB 3627 by \*Johnson P)**  
Regional Authorities and Special Districts - As introduced, clarifies definition of "authority" in provisions governing regional transportation authorities to include reconstituted authority of Middle Tennessee; removes reference to power of regional transportation authorities to condemn property pursuant to the provisions governing such authorities in furtherance of mass transit and transportation plans. - Amends TCA Title 29, Chapter 20 and Title 64, Chapter 8.
- 17. \*SB 2959 by \*Yager (HB 3196 by \*Cobb )**  
Driver Licenses - As introduced, exempts persons who canceled their social security numbers from furnishing such information to obtain a driver license. - Amends TCA Section 55-50-321.
- 18. SB 3110 by \*Yager (\*HB 2998 by \*Cobb )**  
Traffic Safety - As introduced, prohibits animals in a driver's lap or between the driver and the driver's door while the motor vehicle is in motion. - Amends TCA Title 55, Chapter 8, Part 2.

**SENATE**  
**EDUCATION**  
**COMMITTEE CALENDAR**

**WEDNESDAY, MARCH 14, 2012**  
**3:00 PM - LEGISLATIVE PLAZA ROOM 12**

**COMMITTEE MEMBERS:**

**GRESHAM (R) CHAIRMAN**  
**TATE (D) VICE CHAIRMAN**  
**KELSEY (R) SECRETARY**

**BERKE (D)**  
**BURKS (D)**  
**CAMPFIELD (R)**

**CROWE (R)**  
**SUMMERVILLE (R)**  
**TRACY (R)**

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- 1. \*SB 2431 by \*Gresham** (HB 2827 by \*Montgomery, Cooper B)  
Education, Higher - As introduced, authorizes and encourages reverse articulation or reverse transfer agreements between the board of regents' community colleges and universities in the board of regents and UT systems and that are private SACS accredited institutions. - Amends TCA Title 49.
- 2. \*SB 1181 by \*Gresham** (HB 1618 by \*Brooks H)  
Schools, Charter - As introduced, allows cities that do not operate city school systems to sponsor charter schools. - Amends TCA Title 49, Chapter 13.
- 3. SB 3392 by \*Bell** (\*HB 3550 by \*Cobb , Rich, Gilmore)  
Sunset Laws - As introduced, creates sunrise provision for energy efficient schools council, June 30, 2013; directs that members may be appointed from lists of qualified persons submitted by interested contractor, architectural and engineering groups including, but not limited to, the board for licensing contractors and the board of examiners for architects and engineers. - Amends TCA Title 4, Chapter 29 and Section 49-17-103.
- 4. SB 2946 by \*Norris, Summerville** (\*HB 3018 by \*Lollar)  
Tennessee Higher Education Commission - As introduced, requires a public hearing on any rule or regulation proposed by THEC prior to the rule or regulation becoming effective and requires any affected institution be given notice of the hearing and an opportunity to present evidence to the commission. - Amends TCA Section 49-7-2005.

- 5. \*SB 2298 by \*Summerville, Kelsey** (HB 3059 by \*Ragan)  
Teachers, Principals and School Personnel - As introduced, requires the state board of education to develop a transitional licensure program for professionals interested in teaching in grades 7-12 that does not require pedagogical study. - Amends TCA Title 49.
- 6. \*SB 2302 by \*Summerville** (HB 3098 by \*Hensley)  
Teachers, Principals and School Personnel - As introduced, establishes new route to licensure to teach in grades 9-12 for persons who have taught in certain postsecondary institutions. - Amends TCA Title 49, Chapter 5.
- 7. SB 2760 by \*Gresham** (\*HB 2213 by \*Maggart)  
Education - As introduced, allows students to indicate that they do not wish to receive electronic advertisements and solicitations if students' e-mail addresses are used in campus directories. - Amends TCA Title 49.
- 8. \*SB 3021 by \*Gresham, Ketron** (HB 3404 by \*Williams R)  
Board of Regents - As introduced, adds an additional faculty member and student member to the board of regents; makes terms of such members two years and one year as a nonvoting member, one as a voting member; removes a position on the board reserved for a person now deceased. - Amends TCA Section 49-8-201(a) and (b).
- 9. \*SB 2494 by \*Tracy** (HB 3002 by \*Brooks H)  
Local Education Agencies - As introduced, allows any operating LEA to convert to a special school district. - Amends TCA Title 49, Chapter 2, Part 5.
- 10. SB 2802 by \*Tracy** (\*HB 2851 by \*Maggart)  
School Transportation - As introduced, removes limitation on commercial advertising on school buses that requires such advertising to "be composed of lettering on a background color." - Amends TCA Section 49-6-2109.
- 11. SB 2547 by \*Kelsey** (\*HB 2222 by \*Parkinson)  
Teachers, Principals and School Personnel - As introduced, requires local boards of education to adopt dress codes for professional employees. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 5.
- 12. SB 3155 by \*Kelsey** (\*HB 3272 by \*Parkinson)  
Education - As introduced, requires standardized testing of K-2 students in schools in the achievement school district or in schools feeding into schools in the achievement school district to determine how to best target student learning needs and if any learning disparities exist. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 5 and Title 49, Chapter 6.

- 13. SB 3156 by \*Kelsey (\*HB 3273 by \*Parkinson)**  
Education - As introduced, requires full funding of pre-K for students who are in school zones feeding into schools in the achievement school district that the district directly runs. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3; Title 49, Chapter 5 and Title 49, Chapter 6.
- 14. \*SB 3048 by \*Kelsey (HB 3284 by \*Maggart)**  
Education - As introduced, broadens the purpose of certain statutory restrictions concerning who may enter school grounds during school hours. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3; Title 49, Chapter 5 and Title 49, Chapter 6.
- 15. \*SB 2738 by \*Johnson (HB 3267 by \*White)**  
Education - As introduced, requires at least 50 percent of the sample of school improvement plans reviewed by the office of education accountability to be comprised of plans from low-performing schools and low-performing LEAs; deletes reference to education oversight committee. - Amends TCA Title 49.
- 16. SB 3131 by \*Stewart (\*HB 2449 by \*Naifeh, Pitts, Hurley)**  
Education - As introduced, prohibits use of taxpayer generated funds for payment of membership dues to the Tennessee school boards association. - Amends TCA Section 49-2-2001.
- 17. \*SB 2156 by \*Kelsey, Burks (HB 3269 by \*White)**  
Students - As introduced, prohibits promotion of students in the third and eighth grades who do not demonstrate understanding of the curriculum and the ability to perform required grade level skills either through the student's grades or standardized test scores, except under certain circumstances. - Amends TCA Section 49-6-3115.
- 18. SB 3588 by \*Kelsey (\*HB 3636 by \*White)**  
Education - As introduced, requires all driver education courses to include instruction on the dangers of texting while driving and the penalty therefor. - Amends TCA Title 49.
- 19. \*SB 2919 by \*Overbey (HB 3114 by \*Ramsey)**  
Lottery, Scholarships and Programs - As introduced, establishes means by which students with documented disabilities who do not meet high school academic qualifications for a HOPE scholarship can attend college, meet college academic requirements and receive the scholarship. - Amends TCA Title 49, Chapter 4, Part 9.

- 20. SB 2208 by \*Norris, Gresham** (\*HB 2346 by \*McCormick, Brooks H)  
Education - As introduced, revises various provisions governing school accountability and achievement school district. - Amends TCA Title 49, Chapter 1, Part 6 and Title 49, Chapter 13.
- 21. \*SB 3247 by \*Berke** (HB 3769 by \*Brooks H)  
Schools, Charter - As introduced, revises charter school application process time frames; permits LEAs to charge charter school applicants an application fee; changes current law to allow, not mandate, charter school teacher participation in group insurance plans offered by the LEA. - Amends TCA Title 49, Chapter 13.
- 22. \*SB 2374 by \*Berke** (HB 2779 by \*Stewart)  
Education - As introduced, requires data from virtual schools to be reported on the annual report card of the department of education. - Amends TCA Title 49.
- 23. \*SB 2376 by \*Berke** (HB 2778 by \*Stewart)  
Education - As introduced, requires comptroller to audit annually the books and records of a virtual school operated or managed by a for-profit entity. - Amends TCA Title 49, Chapter 16.
- 24. \*SB 2380 by \*Berke** (HB 2780 by \*Stewart)  
Education - As introduced, requires Tennessee students in Tennessee virtual schools to take the same proficiency tests as students attending other public schools. - Amends TCA Title 49, Chapter 16.
- 25. SB 2646 by \*Yager** (\*HB 2229 by \*Hurley, Pody, Williams R, Sexton, Wirgau, Powers, Ragan, Hall, White, Hardaway)  
Education - As introduced, requires high schools to forward vaccination records to higher education institution on behalf of dual enrollment student upon request of the student's parent or guardian; authorizes commissioner of education to promulgate rules to implement this act. - Amends TCA Title 49 and Title 68, Chapter 5.
- 26. SB 3065 by \*Yager, Ketron** (\*HB 3093 by \*Windle)  
Naming and Designating - As introduced, names field house at York Institute in honor of Charles Joseph Vaughn. -
- 27. SB 3115 by \*Yager** (\*HB 2961 by \*Womick)  
Education, Higher - As introduced, permits combat veterans who are residents of Tennessee and students at public institutions of higher education to register for classes prior to the general student population. - Amends TCA Title 49.



**28. \*SJR 0552 by \*Tracy**

General Assembly, Statement of Intent or Position - Urges support for school-aged children's access to immunization through school-based vaccination programs. -

**29. \*SB 2511 by \*Bell (HB 2861 by \*Brooks H)**

Lottery, Scholarships and Programs - As introduced, requires THEC to make recommendations for change to the lottery scholarship eligibility for GED recipients in light of impending changes to the GED test by the American Council on Education. - Amends TCA Title 49.

**30. SB 2900 by \*Berke, Finney L (\*HB 2592 by \*McDonald)**

Education - As introduced, requires a special education diploma be awarded to students who have satisfactorily completed an IEP with satisfactory attendance and conduct, but who have not passed the proficiency tests required for graduation with a regular diploma. - Amends TCA Title 49, Chapter 6, Part 60.

**31. SB 3280 by \*Kelsey (\*HB 3403 by \*White)**

Lottery, Scholarships and Programs - As introduced, requires department of education to compare number of students receiving lottery scholarships from each school to determine effectiveness of each school's lottery scholarship day program and facilitate such programs at other schools whenever possible. - Amends TCA Section 49-4-932.

**32. SB 0893 by \*Watson (\*HB 0368 by \*Dunn, White, Hensley, Faison, Lollar, Evans, McCormick, Shipley, Weaver, Eldridge, Rich, Maggart, Carr, Alexander, Floyd, Miller D, Hill, Holt, Butt, Sparks, Powers, Cobb, Roach, Parkinson)**

Teachers, Principals and School Personnel - As introduced, protects a teacher from discipline for teaching scientific subjects in an objective manner. - Amends TCA Title 49, Chapter 6, Part 10.

**33. \*SB 2949 by \*Kelsey (HB 3270 by \*White)**

Libraries - As introduced, authorizes a city in a county not participating in a region to join the state regional system as related to state purchasing contracts with approval by the secretary of state. - Amends TCA Title 10, Chapter 5.

**34. \*SB 3599 by \*Bell, Haynes (HB 3816 by \*Dunn)**

Lottery, Scholarships and Programs - As introduced, changes a nonacademic eligibility requirement for receipt of Tennessee HOPE scholarship by home schooled student from being home schooled for two years immediately preceding completion of high school to being home schooled for one year immediately preceding completion of high school. - Amends TCA Title 49, Chapter 4, Part 9.

- 35. SB 2982 by \*Burks (\*HB 2999 by \*Brooks H)**  
Basic Education Program (BEP) - As introduced, allows LEAs the option of using BEP funds for a building manager in lieu of an assistant principal. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3.
- 36. \*SB 3228 by \*Burks (HB 3418 by \*Curtiss)**  
Education, Higher - As introduced, requires applicants for employment involving custodial services at a public institution of higher education to submit to criminal history records check and have results sent to the institution; prohibits the hire of person on sex offender registry for position involving custodial services for campus facilities. - Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.
- 37. SB 2521 by \*Berke (\*HB 2416 by \*Gilmore, Ramsey)**  
Education, Dept. of - As introduced, enacts the "Green Cleaning Schools Act." - Amends TCA Title 49, Chapter 50.
- 38. SB 2488 by \*Gresham (\*HB 2548 by \*Hill)**  
Education - As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. - Amends TCA Title 49, Chapter 6.
- 39. \*SB 1180 by \*Gresham, Summerville (HB 1507 by \*Maggart)**  
Education - As introduced, requires the commissioner of education and executive director of the Tennessee higher education commission to present annual progress reports on Tennessee Challenge 2000 goals by March 15 to the select joint committee on education and education committees of the house and senate. - Amends TCA Title 8 and Title 49.
- 40. \*HB 0432 by \*Hill (SB 0426 by \*Campfield)**  
Education - As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. - Amends TCA Title 49, Chapter 6.
- 41. \*SB 3229 by \*Burks (HB 3470 by \*Brooks H)**  
Education - As introduced, specifies that a third grade student who does not have an understanding of curriculum and ability to perform reading skills may be promoted if the student participates in research-based intervention and shows such understanding and skills upon being retested. - Amends TCA Section 49-6-3115.

- 42. \*SB 2866 by \*Berke** (HB 3108 by \*Naifeh)  
Education - As introduced, authorizes designees of the comptroller of the treasury, the secretary of state and the state treasurer to serve on THEC. - Amends TCA Title 49.
- 43. \*SB 2908 by \*Norris** (HB 3234 by \*McCormick)  
Municipal Government - As introduced, removes prohibition on creation of municipal school districts. - Amends TCA Section 6-58-112.
- 44. SB 3640 by \*Roberts** (\*HB 2789 by \*McDonald, Maggart)  
Education - As introduced, regulates student conduct on school buses; permits school personnel, including school bus drivers, to use reasonable force, subject to certain restrictions, in maintaining discipline. - Amends TCA Title 37; Title 39 and Title 49.
- 45. \*SB 2162 by \*Campfield** (HB 2944 by \*Dennis)  
Lottery, Scholarships and Programs - As introduced, allows a student who has completed an associates degree while receiving a Tennessee HOPE scholarship to be eligible for a Wilder-Naifeh technical skills grant to attend a Tennessee technology center in a diploma or certificate program, provided the student meets certain eligibility requirements. - Amends TCA Title 49, Chapter 4, Part 9.
- 46. SB 1699 by \*Burks, Stewart** (\*HB 1867 by \*Shepard, Curtiss, Tidwell, Pitts, Campbell, McDonald)  
Education, Higher - As introduced, allows children, up to 24 years of age, of retired teachers with 25 years service to receive a 25 percent discount at any state-operated area technical-vocational school or state-supported institution of higher learning. - Amends TCA Title 49, Chapter 7.
- 47. \*SB 3749 by \*Tracy** (HB 3704 by \*McCormick)  
Education, Higher - As introduced, requires a governing board of a public institution of higher education to report annually to the house and senate education committees the attendance of its board members and if applicable, the reason for absence. - Amends TCA Title 49, Chapter 7, Part 1.
- 48. SB 3060 by \*Summerville** (\*HB 3266 by \*Johnson P, Watson, Maggart, Dean, Miller D, Evans, Williams R, Hensley, Bass, Hardaway, Weaver, Elam, Butt, Hill, Marsh, Halford, Lollar, Hall, Wirgau, White, Womick, McDonald, Johnson C, Sargent, Eldridge, Powers, Floyd, Haynes, Gotto, Sexton, McManus, Carr, Pody, Montgomery, Williams K, Campbell, Harrison, Forgety, Sanderson, Cobb, Parkinson, Brooks H, Miller L, Keisling, McDaniel)  
Education - As introduced, prohibits LEAs, school administrators and educators from taking action that infringes on or waives first amendment rights of school personnel or students without written consent of those who would be affected. - Amends TCA Title 49.

- 49. \*SB 1429 by \*Woodson, McNally** (HB 1954 by \*Matlock)  
Education - As introduced, broadens the purpose of certain statutory restrictions concerning who may enter school grounds during school hours. - Amends TCA Title 49.
- 50. \*SB 2687 by \*Crowe, Gresham** (HB 3332 by \*Dunn, Sargent)  
Lottery, Scholarships and Programs - As introduced, requires TSAC to develop a short application form for use by students applying for lottery scholarships that are not restricted by income. - Amends TCA Title 49, Chapter 4, Part 9.
- 51. SB 3044 by \*McNally** (\*HB 2753 by \*Hensley)  
Education - As introduced, authorizes local boards of education to receive federal or private grants and to expend grant funds for purposes of the grant without seeking approval of or appropriation by the local legislative body; unless the grant requires matching funds. - Amends TCA Title 49, Chapter 2.
- 52. \*SB 2724 by \*Summerville** (HB 3037 by \*Ragan)  
Education, Higher - As introduced, requires any increase in tuition at public institution of higher education to result in an equal decrease in the institution's annual appropriation and requires office of legislative budget analysis and comptroller to provide comments to the finance, ways and means and education committees on such decreases. - Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.
- 53. SB 3122 by \*Gresham, Burks, Tate, Berke, McNally, Tracy, Ramsey, Ketron, Summerville, Yager, Crowe, Massey** (\*HB 2932 by \*Hensley)  
Education - As introduced, allows teachers to remove disruptive students from class pursuant to local board policies. - Amends TCA Title 49.
- 54. \*SB 2164 by \*Campfield** (HB 2943 by \*Dennis, Evans)  
Education - As introduced, requires students who score below proficient on TCAP test or do not demonstrate competency on end-of-course examination to attend summer school or receive tutoring in the subject tested at the expense of the student's parent and be retested prior to being promoted or receiving credit for course. - Amends TCA Title 49, Chapter 6.
- 55. \*SB 2786 by \*Kelsey** (HB 3268 by \*White)  
Education - As introduced, prohibits promotion of third grade students based on participation in an LEA-approved research-based intervention. - Amends TCA Section 49-6-3115.

**56. SB 3132 by \*Stewart (\*HB 2702 by \*Turner M)**

Education - As introduced, requires cuts to a school district's budget to be made first to funds paid to professional organizations. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3.

## **SENATE LEADERSHIP**

### **SPEAKER OF THE SENATE & LIEUTENANT GOVERNOR RON RAMSEY**

1 LEGISLATIVE PLAZA  
NASHVILLE, TN 37243  
615-741-4524

#### **SPEAKER PRO TEMPORE**

SENATOR WATSON  
13 LEGISLATIVE PLAZA, 741-3227

#### **DEMOCRATIC LEADER**

SENATOR KYLE  
309 WAR MEMORIAL BLDG., 741-4167

#### **DEMOCRATIC CAUCUS CHAIRMAN**

SENATOR FINNEY  
317 WAR MEMORIAL BLDG., 741-1810

#### **DEMOCRATIC MEMBERS**

SENATOR BARNES	741-2374
SENATOR BERKE	741-6682
SENATOR BURKS	741-3978
SENATOR FORD	741-1767
SENATOR HARPER	741-2453
SENATOR HAYNES	741-6679
SENATOR HENRY	741-3291
SENATOR HERRON	741-4576
SENATOR MARRERO	741-9128
SENATOR STEWART	741-6694
SENATOR TATE	741-2509

#### **REPUBLICAN LEADER**

SENATOR NORRIS  
9A LEGISLATIVE PLAZA, 741-1967

#### **REPUBLICAN CAUCUS CHAIRMAN**

SENATOR KETRON  
5 LEGISLATIVE PLAZA, 741-6853

#### **REPUBLICAN MEMBERS**

SENATOR BEAVERS	741-2421
SENATOR BELL	741-1946
SENATOR CAMPFIELD	741-1766
SENATOR CROWE	741-2468
SENATOR FAULK	741-2061
SENATOR GRESHAM	741-2368
SENATOR JOHNSON	741-2495
SENATOR KELSEY	741-3036
SENATOR MASSEY	741-1648
SENATOR McNALLY	741-6806
SENATOR OVERBEY	741-0981
SENATOR ROBERTS	741-1999
SENATOR SOUTHERLAND	741-3851
SENATOR SUMMERVILLE	741-4499
SENATOR TRACY	741-1066
SENATOR YAGER	741-1449

# **107<sup>TH</sup> GENERAL ASSEMBLY**

## **STANDING COMMITTEES**

### **COMMERCE, LABOR, AND AGRICULTURE**

CHAIRMAN: SENATOR JOHNSON  
VICE-CHAIRMAN: SENATOR FAULK  
SECRETARY: SENATOR BURKS  
SENATOR BEAVERS  
SENATOR GRESHAM  
SENATOR SOUTHERLAND  
SENATOR STEWART  
SENATOR TATE  
SENATOR TRACY

### **ENERGY AND ENVIRONMENT**

CHAIRMAN: SENATOR SOUTHERLAND  
VICE-CHAIRMAN: SENATOR JOHNSON  
SECRETARY: SENATOR SUMMERVILLE  
SENATOR BELL  
SENATOR FAULK  
SENATOR HERRON  
SENATOR MARRERO  
SENATOR ROBERTS  
SENATOR STEWART

### **HEALTH AND WELFARE**

CHAIRMAN: SENATOR CROWE  
VICE-CHAIRMAN: SENATOR WATSON  
SECRETARY: SENATOR ROBERTS  
SENATOR FORD  
SENATOR HENRY  
SENATOR HERRON  
SENATOR MASSEY  
SENATOR McNALLY  
SENATOR OVERBEY

### **EDUCATION**

CHAIRMAN: SENATOR GRESHAM  
VICE-CHAIRMAN: SENATOR TATE  
SECRETARY: SENATOR KELSEY  
SENATOR BERKE  
SENATOR BURKS  
SENATOR CAMPFIELD  
SENATOR CROWE  
SENATOR SUMMERVILLE  
SENATOR TRACY

### **FINANCE, WAYS, AND MEANS**

CHAIRMAN: SENATOR McNALLY  
VICE-CHAIRMAN: SENATOR HENRY  
SECRETARY: SENATOR WATSON  
SENATOR FINNEY  
SENATOR HAYNES  
SENATOR GRESHAM  
SENATOR KELSEY  
SENATOR KETRON  
SENATOR KYLE  
SENATOR NORRIS  
SENATOR OVERBEY

### **GOVERNMENT OPERATIONS**

CHAIRMAN: SENATOR BELL  
VICE-CHAIRMAN: SENATOR WATSON  
SECRETARY: SENATOR HARPER  
SENATOR CROWE  
SENATOR KYLE  
SENATOR MASSEY  
SENATOR ROBERTS  
SENATOR SUMMERVILLE  
SENATOR TATE

**JUDICIARY**

CHAIRMAN: SENATOR BEAVERS  
VICE-CHAIRMAN: SENATOR OVERBEY  
SECRETARY: SENATOR BELL  
SENATOR BARNES  
SENATOR CAMPFIELD  
SENATOR FORD  
SENATOR KELSEY  
SENATOR MARRERO  
SENATOR YAGER

**TRANSPORTATION**

CHAIRMAN: SENATOR TRACY  
VICE-CHAIRMAN: SENATOR SOUTHERLAND  
SECRETARY: SENATOR YAGER  
SENATOR BARNES  
SENATOR BEAVERS  
SENATOR BERKE  
SENATOR HENRY  
SENATOR KETRON  
SENATOR MASSEY

**STATE AND LOCAL GOVERNMENT**

CHAIRMAN: SENATOR YAGER  
VICE-CHAIRMAN: SENATOR JOHNSON  
SECRETARY: SENATOR FINNEY  
SENATOR CAMPFIELD  
SENATOR FAULK  
SENATOR HARPER  
SENATOR HAYNES  
SENATOR KETRON  
SENATOR NORRIS

## **107<sup>TH</sup> GENERAL ASSEMBLY SELECT COMMITTEES**

**RULES**

CHAIRMAN: SENATOR NORRIS  
VICE-CHAIRMAN: SENATOR McNALLY  
SECRETARY: SENATOR HENRY  
SENATOR KELSEY  
SENATOR KYLE

**CALENDAR**

CHAIRMAN: SENATOR FAULK  
VICE-CHAIRMAN: SENATOR NORRIS  
SECRETARY: SENATOR KYLE

**ETHICS**

CHAIRMAN: SENATOR WATSON  
VICE-CHAIRMAN: SENATOR BURKS  
SENATOR HAYNES  
SENATOR KETRON  
SENATOR NORRIS